



## **Town of Arlington Board of Selectmen**

### **Meeting Agenda**

January 25, 2016

7:00 PM

Selectmen's Chambers, 2nd Floor, Town Hall

1. Introduction of New Director of Planning & Community Development, Jennifer Raitt  
Adam W. Chapdelaine, Town Manager

#### **CONSENT AGENDA**

2. Minutes of Meetings: January 11, 2016

#### **LICENSES & PERMITS**

3. Request: Common Victualler License  
The Scoop N Scootery, 112 Massachusetts Avenue, Austin Crittenden
4. Decision for Review and Approval: Common Ground Alcohol Suspension Decision  
Douglas W. Heim, Town Counsel  
The Common Ground, 319 Broadway, Bob D. O'Guin Jr., Owner

#### **TRAFFIC RULES & ORDERS / OTHER BUSINESS**

5. Discussion and Approval: Selectmen's Draft Handbook  
Kevin F. Greeley, Chair
6. Request: Permission to Hang 'State Without Stigma' Banner on Town Hall Balcony, 2/1/16 - 4/30/216  
Christine Bongiorno, Director of Health and Human Services  
Fred Ryan, Chief of Police

#### **FINAL VOTES & COMMENTS**

Articles for Review:

- Article 7 Minuteman Regional Vocational Technical School: Amendment to the District Agreement of the Minuteman Regional Vocational School District to Allow Wayland's Withdrawal from the District
- Article 8 Minuteman Regional Vocational Technical School: Substantive Amendments to the District Agreement, Including an "Initial Withdrawal Process"

#### **CORRESPONDENCE RECEIVED**

Request Safety Improvements @ 101-103 Paul Revere Road

Sara Burd, 101 Paul Revere Road

Request Improved Safety Measures on Paul Revere Road

Katherine Radville, 106 Paul Revere Road

Letter of Commendation and Appreciation for Building Inspector Richard Vallarelli

Jeanne Leary, 425 Summer Street

Next Scheduled Meeting of BoS February 8, 2016.



## **Town of Arlington, Massachusetts**

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### **Introduction of New Director of Planning & Community Development, Jennifer Raitt**

#### **Summary:**

Adam W. Chapdelaine, Town Manager



## **Town of Arlington, Massachusetts**

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### **Minutes of Meetings: January 11, 2016**

#### **ATTACHMENTS:**

Type	File Name	Description
▣ Reference Material	1.11.16_draft_minutes.docx	Draft Minutes 1.11.16

TOWN OF ARLINGTON  
BOARD OF SELECTMEN

Meeting Minutes  
Monday, January 11, 2016  
7:15 PM

Present: Mrs. Mahon, Vice Chair, Mr. Dunn, Mr. Curro, Jr. and Mr. Byrne  
Also Present: Mr. Chapdelaine, Mr. Heim and Mrs. Krepelka  
Mr. Greeley: Absent

1. Poet Laureate Committee Update  
Liza Halley, Chair of Poet Laureate Committee

Liza Halley appeared before the Board informing the Selectmen about all the wonderful things that our first Poet Laureate, Miriam Levine, has done since her appointment last July. Last year on the recommendation of Town Manager Chapdelaine, the Board of Selectmen voted to permanently establish the Poet Laureate Committee as an advisory committee to the Selectmen.

Mr. Curro made the following motion:

- (1) First, establish a Poet Laureate Advisory Committee as a Committee of the Selectmen, charged with:
- a. Serving as a liaison between the Selectmen and our appointed Poet Laureate;
  - b. Requesting and recommending works, readings, and other artistic contribution to the Poet Laureate and the Board of Selectmen; and
  - c. Advising the Selectmen on the disbursement of honoraria or other similar funds for programming and activities of the Poet Laureate through available Town gift funds; and

Second, appoint the members of the screening committee for the Poet Laureate, as organized by the vote of the 2014 Town Meeting and Town Bylaw Title 11 Article 11 to serve as the Poet Laureate Advisory Committee, for a term consistent with Article 11.

Mr. Byrne moved approval.

SO VOTED (4-0)

**CONSENT AGENDA**

2. Minutes of Meetings: December 21, 2015  
Mr. Dunn moved approval.

SO VOTED (4-0)

**REAPPOINTMENTS**

3. Board of Health  
Kenneth Kohlberg  
Board of Library Trustees  
Adam Delmolino  
Francis Murphy

Commission on Arts & Culture

Adria Arch

Barbara Costa

Commission on Disabilities

Maureen St. Hillaire

Historical Commission

Patrick Guthrie

Open Space Committee

Jane Auger

(all terms to expire 1/31/2019)

Mr. Byrne moved approval.

SO VOTED (4-0)

4. Reappointment: Arlington Historic Districts Commission

Jade Cummings

(term to expire 7/31/2017)

Mr. Dunn moved approval.

SO VOTED (4-0)

**LICENSES & PERMITS**

5. Request: The American Legion - Change of Manager

William F. McCarthy, Manager, 370 Massachusetts Avenue

Mr. Curro moved approval.

SO VOTED (4-0)

**CITIZENS OPEN FORUM - SIGN IN PRIOR TO BEGINNING OF OPEN FORUM**

Except in unusual circumstances, any matter presented for consideration of the Board shall neither be acted upon, nor a decision made the night of the presentation in accordance with the policy under which the Open Forum was established. It should be noted that there is a three minute time limit to present a concern or request.

No one appeared before the Board for Citizens Open Forum.

**TRAFFIC RULES & ORDERS / OTHER BUSINESS**

6. Cyrus Dallin Art Museum

a) Update: Renovation to Jefferson Cutter House

Heather Leavell, Director, Curator

Ms. Leavell stated that the Jefferson Cutter House will be undergoing a restoration project beginning in March, weather permitting. The Cyrus Dallin Art Museum received a grant from the Massachusetts Historical Districts Commission for the exterior preservation of the house. The Committee is in the process of selecting a contractor and the project must be completed by July in order to fully receive the grant money.

Mr. Byrne and Mr. Curro asked that the Committee work with the Permanent Town Building Committee before the bid is awarded.

SO VOTED (4-0)

b) For Approval: Family Performance @ Whittemore Park, Saturday, 7/23 (whole day);  
Mr. Curro moved approval. SO VOTED (4-0)

c) For Approval: Fundraiser @ Whittemore Park, Sunday, 8/7 from 12:00 p.m. - 8:00 p.m. (rain date 8/14).  
Mr. Curro moved approval. SO VOTED (4-0)

7. Arlington Conservation Commission

a) Update: ACROSS Lexington Sign Installation at Great Meadows;

b) Request: Letter of Financial Cooperation to Town of Lexington for Reservoir Maintenance

David White, Arlington Conservation Commission

Mr. White stated that in August 2014, the Arlington Conservation Commission brought forward a request from ACROSS Lexington to include the existing trails in Arlington's Great Meadows and at Arlington Reservoir in its pedestrian trail network. This proposal included installing "ACROSS Lexington in partnership with Arlington" trail markers on this Arlington-owned land in Lexington. In addition signs would be added when the trail enters Arlington-owned land saying "Entering (Arlington's Great Meadows or Arlington Reservoir) Owned by the Town of Arlington." The Selectmen approved ACROSS Lexington's request in the spirit of inter-town cooperation. Mr. White stated the project is now complete and the approved signage in place. This project has clearly increased passive recreational activity along with a new found appreciation of these natural areas for all visitors. New maps have also been printed. The Conservation Commission did ask the Town of Lexington, through its Conservation Commission, to contribute to the annual approximately \$20,000 cost to pay the private contractor to remove water chestnuts from the Reservoir. While the Lexington Conservation Commission has been supportive of this request by agreeing to request \$10,000 in their budget, others in Lexington government have not been, so Lexington has not made any cash financial contribution to help Arlington defray the cost of hiring a contractor with the specialized equipment needed to remove the water chestnuts.

Mr. Chapdelaine stated he would write to our former Director of Planning, Carol Kowalksi, asking for her help in defraying part of the cost.

Mr. Byrne moved approval. SO VOTED (4-0)

8. Community Choice Aggregation - Warrant Article Request

Adam W. Chapdelaine, Town Manager

Mothers Out Front

Mr. Chapdelaine introduced Carol Chamberlain, a member of the Mothers Out Front, to present a future Warrant Article on behalf of the Town Energy Working Group. The group would like to commence a Community Choice Aggregation Program (CCA) and contract for electric supply as authorized by M.G.L. 164, Section 134, and through CCA decrease greenhouse gas emission from the generation of electricity for Arlington residents and businesses by pursuing an increased amount of Class 1 designated renewable energy than is required by the Massachusetts Renewable Portfolio Standard. There are several surrounding towns exploring CCA and Melrose, Dedham and Salem are already beginning CCA.

The Selectmen were very happy to support this Warrant Article and asked the Town Manager to submit said Warrant Article.

Mr. Curro moved receipt of said report. SO VOTED (4-0)

9. Discussion: Town Manager Evaluation Process

Adam W. Chapdelaine, Town Manager

Mr. Chapdelaine outlined his proposed timeline and stated he looked forward to the beginning of the evaluation process and working with the Board to continually enhance his performance as Town Manager.

Mr. Dunn moved approval.

SO VOTED (4-0)

**WARRANT ARTICLE HEARINGS**

Articles for Review:

Article 6 Minuteman Regional Vocational Technical School: Bond  
Authorization for Minuteman School Construction

Mr. Dunn moved no action, seconded by Mr. Byrne.

SO VOTED (4-0)

Article 7 Minuteman Regional Vocational Technical School: Amendment to the  
District Agreement of the Minuteman Regional Vocational School  
District to Allow Wayland's Withdrawal from the District

Mr. Dunn moved no action, seconded by Mr. Byrne.

SO VOTED (4-0)

Article 8 Minuteman Regional Vocational Technical School: Substantive  
Amendments to the District Agreement, Including an "Initial  
Withdrawal Process"

Members of the BOS voted to recommend an amended version of the Minuteman Regional Vocational Technical School District Regional Agreement to Special Town Meeting on January 25th. Selectman Dunn has represented Arlington and has taken charge of championing the amended regional agreement and is very happy to report that progress has been made. The most significant amendments to the agreement include a weighted voting system for the majority of the school committee actions; a revised process by which member communities can exit the Regional Agreement without incurring debt obligations, including specific provision to allow (but not mandate) the withdrawal of members Boxborough, Carlisle, Dover, Lincoln, Sudbury, Wayland and Weston; revised capital assessment formulas; and provisions for non-member communities to pay capital fees equivalent to the average per pupil capital assessments of members.

Mr. Dunn moved favorable action, seconded by Mr. Curro.

SO VOTED (4-0)

**CORRESPONDENCE RECEIVED**

MMA Annual Town Report Award  
Geoffrey C. Beckwith, MMA Exec Director

Housing Plan Public Meeting, Tuesday, February 2  
Laura Wiener, Acting Director of Planning

Requesting Crosswalk @ Intersection of Warren Street and Beacon Street/Wyman Street  
James McSwiggen, PhD, 15 Beacon Street

Mrs. Mahon asked that Mr. McSwiggen's letter be referred to the Transportation Advisory Committee for review and recommendations. SO VOTED (4-0)

Mr. Curro moved receipt of Correspondence Received. SO VOTED (4-0)

### **NEW BUSINESS**

Mr. Chapdelaine announced the appointment of Jennifer Raitt as the new Director of Planning and Community Development for the Town of Arlington. Her first day of employment will be February 16th. Mr. Chapdelaine stated that he is extremely impressed by the depth of Ms. Raitt's expertise and her knowledge and understanding of planning and community development issues will be a great asset for Arlington. Ms. Raitt currently is the Assistant Director of Land Use Planning and Chief Housing Planning at the Metropolitan Area Planning Council.

Mr. Chapdelaine stated he attended a meeting of the Robbins Farm Park last Wednesday night. He stated it is a great group and was very impressed with their positive manner.

Mr. Byrne stated he heard that Attorney General Maura Healey was going to Washington, DC to discuss the Opioid Crisis and Arlington's program would be included.

Mr. Dunn stated the CPA will hold a public information meeting at 7:00 p.m. in Town Hall on January 20th. Drafts of the Community Preservation Plans will be discussed and all residents are welcome to attend.

Mr. Curro stated he attended, along with Mrs. Mahon, the Arlington School Enrollment Task Force meeting on Tuesday evening, January 5. Mr. Curro stated he has received more e-mails in a short period of time than any other subject since he was elected to the Board. The Board voted to recommend to the STM to put two temporary modular classrooms in place at Thompson School for the start of the 2016-2017 school year.

Mr. Curro stated he attended the public meeting on School Enrollment Challenges held on Thursday night, January 7th at Town Hall regarding enrollment issues in all elementary schools and the middle school. It was well attended with different groups sharing ideas, and he felt it was an excellent civil discussion.

Mr. Curro stated he would be attending a Tuesday morning Long Range Planning Meeting with Mr. Dunn and Town Counsel.

Mr. Curro moved to adjourn at 8:35 p.m. SO VOTED (4-0)

Marie A. Krepelka  
Board Administrator

Next Scheduled Meeting of BoS January 25, 2016.

Agenda Item	Documents Used
1	Minutes of Meeting - December 21, 2015
2	<p><b><u>REAPPOINTMENTS</u></b></p> <p>Board of Health Kenneth Kohlberg Board of Library Trustees Adam Delmolino Francis Murphy Commission on Arts &amp; Culture Adria Arch Barbara Costa Commission on Disabilities Maureen St. Hillaire Historical Commission Patrick Guthrie Open Space Committee Jane Auger (all terms to expire 1/31/2019)</p>
3.	<p>Reappointment: Arlington Historic Districts Commission Jade Cummings (term to expire 7/31/2017)</p>
4	<p>Request: The American Legion-Change of Manager William F. McCarthy, Manager, 370 Massachusetts Avenue</p>
5	Cyrus Dallin Art Museum- Heather Leavell, Director, Curator
6	Arlington Conservation Commission - David White
7	Community Choice Aggregation - Warrant Article Request
8	Warrant Article Hearings - STM - Article 6, 7, 8
9	<p>Correspondence Received: MMA Annual Town Report Award Housing Plan Public Meeting - Tuesday, February 2, 2016 Requesting Crosswalk@Intersection of Warren Street and Beacon St/Wyman Street James McSwiggen, PhD, 15 Beacon Street</p>



## **Town of Arlington, Massachusetts**

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### **Request: Common Victualler License**

#### **Summary:**

The Scoop N Scootery, 112 Massachusetts Avenue, Austin Crittenden

#### **ATTACHMENTS:**

Type	File Name	Description
▢ Reference Material	Ref_Mat_Scoop_N_Scootery_1.25.16.pdf	CV application packet

## LICENSE APPLICATION REPORT

Type of License: Common Victualler License

Name of Applicant: The Scoop N Scootery

Address: 112 Massachusetts Avenue

The following Departments have **no objections** to the issuance of said license:

- Police   x
- Fire
- Health
- Building
- Planning

The following Departments have **no objections** but have made comments or conditions regarding the issuance of said license: (see attached)

- Police
- Fire       x
- Health       x
- Building       x
- Planning       x

The following Departments have **objections** to the issuance of said license:  
(see attached)

- Police
- Fire
- Health
- Building
- Planning

# ARLINGTON POLICE DEPARTMENT

**Frederick Ryan**  
Chief of Police



POLICE HEADQUARTERS  
112 Mystic Street  
Telephone 781-316-3900

***Town of Arlington***  
MASSACHUSETTS 02474

January 11, 2016

On Monday, January 11, 2016 at 12:30 PM, I called and spoke with Austin Crittenden regarding this application for a Common Victualler License for the Scoop N Scootery, located at 112 Mass. Ave. Mr. Crittenden stated that this will be his first business opening. Mr. Crittenden stated that he runs a food truck right now but is moving the business to a storefront. Mr. Crittenden stated that he still will be operating the food truck. Mr. Crittenden stated that he will be opening as soon as he can.

I advised Mr. Crittenden that the Board of Selectmen may be conducting C.O.R.I and S.O.R.I checks during the application process.

Pending the checks conducted by the Board of Selectmen's Office, Arlington Police Dept. is not aware of any law enforcement or public safety reasons to object to the Common Victualler License for the Scoop N Scootery.

Respectfully Submitted,

Detective Edward DeFrancisco

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APPLICANT SIGNATURE SECTION:

Applicant's Name: \_\_\_\_\_  
Date: \_\_\_\_\_

***"Proactive and Proud"***

**BOARD OF SELECTMEN  
TOWN OF ARLINGTON - INSPECTION REPORT**

Report is due at the Office of the Board of Selectmen by, Wednesday, January 20, 2016  
**ONE REPORT IS REQUIRED FROM EACH DEPARTMENT.**

Location: 112 Mass. Ave.  
Applicant's Name: Austin Crittenden  
D/B/A: The Scoop N Scootery  
Telephone: 224 567-9031  
Department: Sent Via E-mail

Date: January 5, 2016

**MEETING DATE: January 25, 2016**

Inspected By:

**RE: COMMON VICTUALLER LICENSE**

~~Police~~

Fire

Board of Health

Building

Planning

**INSPECTION REPORT SECTION:**

- Maintain all fire protection systems
- Check all emergency lights and exit signs for battery life
- Maintain proper clearances around exits and heating systems
- Get current inspection tags for all fire extinguishers

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**APPLICANT SIGNATURE SECTION:**

I have received the above report and acknowledge said inspection. I fully understand that no work is to commence at the premises of the proposed location of which is the subject matter of this inspection report until the license is approved by the Board of Selectmen; furthermore, any work done is done at the applicant's risk.

Applicant's Name: \_\_\_\_\_

Date: \_\_\_\_\_

**BOARD OF SELECTMEN  
TOWN OF ARLINGTON - INSPECTION REPORT**

Report is due at the Office of the Board of Selectmen by, Wednesday, January 20, 2016  
**ONE REPORT IS REQUIRED FROM EACH DEPARTMENT.**

Location: 112 Mass. Ave.  
Applicant's Name: Austin Crittenden  
D/B/A: The Scoop N Scootery  
Telephone: 224 567-9031  
Department: Sent Via E-mail

Date: January 5, 2016

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**MEETING DATE: January 25, 2016**

Inspected By:

**RE: COMMON VICTUALLER LICENSE**

Police

Fire

Board of Health

Building

Planning

INSPECTION REPORT SECTION:

**This applicant has already contacted the Health Department and is required to comply with all conditions outlined in the Conditional Approval Letter on October 29, 2015. A permit to operate a Food Establishment will be issued to the applicant upon a successful pre-operational inspection of the facility.**

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APPLICANT SIGNATURE SECTION:

I have received the above report and acknowledge said inspection. I fully understand that no work is to commence at the premises of the proposed location of which is the subject matter of this inspection report until the license is approved by the Board of Selectmen; furthermore, any work done is done at the applicant's risk.

Applicant's Name: \_\_\_\_\_

Date: \_\_\_\_\_

**BOARD OF SELECTMEN  
Town of Arlington – Inspection Report**

Report is due at the Office of the Board of Selectmen by, January 20, 2016  
**ONE REPORT IS REQUIRED FROM EACH DEPARTMENT.**

Location: 112 Mass. Ave.  
Applicant's name: Austin Crittenden  
D/B/A: The Scoop N Scootery  
Telephone: 312 961- 4034

Department: **Sent E-mail**

Date: January 5, 2016

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MEETING DATE: 1/25/16

Re: CV License

Fire  
Police  
Board of Health  
Building, Wiring, Plumbing  
Planning

Comments by each Division or Department:

**The Building Department has no objections to issuing this license as long as all of the following conditions are complied with:**

**Building**

All building changes need building permits.  
All sign changes need approval and sign permit.  
Window signs cannot exceed 25% of window or fines will be levied.  
All permits prior to occupancy.  
The Director of Inspectional Services has no objection to the issuance/renewal of this license.

**Plumbing**

The Inspector of Plumbing and Gasfitting has no objection to the issuance/renewal of this license.  
All Plumbing and Gasfitting work requires that permits be obtained from this office for their respective trades by licensed contractors.

**Electrical**

The Inspector of Wires has no objection to the issuance/renewal of this license.  
The applicant acknowledges that this is a conditional approval of the premises only and is not to be construed as approval by the Inspector of Wires of concealed electrical wiring. Any new wiring must conform to the Mass. Electrical Code. Notify the Inspector of Wires in accordance with Chapter 143, Section 3L.

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**APPLICANT SIGNATURE SECTION:**

I have received the above report and acknowledge said inspection. I fully understand that no work is to commence at the premises of the proposed location of which is the subject matter of this inspection report until the license is approved by the Board of Selectmen; furthermore, any work done is done at the applicant's risk.

Applicant's Name: \_\_\_\_\_

Date: \_\_\_\_\_

**BOARD OF SELECTMEN  
TOWN OF ARLINGTON - INSPECTION REPORT**

Report is due at the Office of the Board of Selectmen by, Wednesday, January 20, 2016  
**ONE REPORT IS REQUIRED FROM EACH DEPARTMENT.**

Location: 112 Mass. Ave.  
Applicant's Name: Austin Crittenden  
D/B/A: The Scoop N Scootery  
Telephone: 224 567-9031

Department: Sent Via E-mail

Date: January 5, 2016

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**MEETING DATE: January 25, 2016**

Inspected By: *Ted Fields 1.13.2016*

**RE: COMMON VICTUALLER LICENSE**

Police

Fire

Board of Health

Building

Planning

**INSPECTION REPORT SECTION:**

The business proposed for this site is a 1,200 square restaurant that will serve ice cream and frozen yogurt for consumption on and off the premises. It will be located in a storefront that was formerly the site of Salvage, an antique shop. There is seating for eight (8) patrons and no assigned on-street or off-street parking spaces. Up to four (4) workers will be employed, and catering services will also be offered. The proposed business is a small enterprise serving the residential neighborhoods around the East Arlington business district (B2 zone). It is an appropriate type of business for its location on Massachusetts Avenue in the midst of a village commercial area, and will complement existing service businesses in the immediate vicinity.

The Dept. of Planning and Community Development has no objection to the issuance of a Common Victualler license as requested.

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**APPLICANT SIGNATURE SECTION:**

I have received the above report and acknowledge said inspection. I fully understand that no work is to commence at the premises of the proposed location of which is the subject matter of this inspection report until the license is approved by the Board of Selectmen; furthermore, any work done is done at the applicant's risk.

Applicant's Name: \_\_\_\_\_

Date: \_\_\_\_\_

**Office of the Board of Selectmen**

Town Hall, 2nd Floor  
730 Massachusetts Avenue  
Arlington, MA 02476-4908  
phone 781-316-3020 | fax 781-316-3029

Reference #: victappid-3

Date: December 1, 2015

\$60.00 Filing Fee to be paid at  
Selectmen's Office

**FOOD LICENSE APPLICATION**

Prerequisite: You must complete an application packet from the Board of Health and Human Services Department located at 27 Maple Street, Arlington, MA, phone 781-316-3170.

Prerequisite: The completed application below must be reviewed by  
Inspectional Services located at 51 Grove Street, Arlington, MA, phone 781-316-3390.

Type of License  
applying for?☒

Common Victualler License

☐ Food Vendor License (take-out only)**BUSINESS DETAILS**

Business Name (D/B/A)	The Scoop N Scootery	Corporation Name (if applicable)	The Scoop N Scootery LLC
Physical Address	112 MASS AVE	Unit	
City, State, Zip Code	Arlington, MA, 02474		

**APPLICANT DETAILS**

Name of Applicant	Austin Crittenden		
Applicant Phone Number	2245679031	Applicant Email Address	austincrittenden21@yahoo.com

**Applicant Food Business Experience**

(A) Name of Business (Doing Business As name)	The Scoop N Scootery	Type of Establishment		Ice cream and frozen yogurt	
Address	Mobile Business				
Title Held	Owner	Start Date	Jun 01, 2014.	End Date	_____
(B) Name of Business (Doing Business As name)		Type of Establishment			
Address					
Title Held		Start Date		End Date	

List any other information that you feel  
will assist in the review of this application

*we are already approved by health department,  
electrical, plumbing & building*

**Applicant References**

Bank Name	Rockland Trust	Phone Number	617-629-4200
Address	270 Mystic Ave Medford MA 02155	Loan Amount	0
Account Type	<input type="checkbox"/> Personal <input type="checkbox"/> Business		
Personal Reference Name	Jay Civetti	Relationship	College Football Coach (Tufts)
Address	<i>Halligan Hall Tufts</i>	Phone Number	<i>will provide if asked</i>
Professional Reference Name	David Richter	Relationship	Investor
Address		Phone Number	312-961-4034

OPERATIONAL DETAILS									
Does Principal Officer(s) own the property?	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No	If leasing the property, how long is the lease?	2			
Floor space (sq ft)	1200				Seating Capacity	None			
Parking Capacity	None				Number of Employees	4			
Hours of Operation									
Sunday	2pm-2am								
Monday	Closed								
Tuesday	2pm-2am								
Wednesday	2pm-2am								
Thursday	2pm-2am								
Friday	2pm-2am								
Saturday	2pm-2am								
What service(s) will be provided? (check all that apply)	<input type="checkbox"/>	Breakfast	<input type="checkbox"/>	Lunch	<input type="checkbox"/>	Dinner			
List cooking facilities and implements									
Will a food scale be in use for sale of items to the public?	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No	Will catering services be provided by your company?	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
If the facilities are not yet completed, provide estimated cost of work to be done.						0			
OFFICERS									
Principal Officer A									
Name	Austin Crittenden				Gender	Male			
Address	42 Michigan Ave, Somerville Ma 021454				Date of Birth	[REDACTED]			
Phone Number	2245679031				Email Address	austincrittenden21@gmail.com			
Are you a US Citizen?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	Do you speak and understand English?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
	<input type="checkbox"/>	No				<input type="checkbox"/>	No		
Principal Officer B									
Name					Gender				
Address					Date of Birth				
Phone Number					Email Address				
Are you a US Citizen?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	Do you speak and understand English?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
	<input type="checkbox"/>	No				<input type="checkbox"/>	No		
Corporate Officers									
President Name	Austin Crittenden				Address	42 Michigan Ave. Somerville MA 02145			
Secretary Name	None				Address	None			
Treasurer Name	None				Address	None			
BY-LAW AND BOARD OF SELECTMEN AGREEMENT									

I/We hereby agree to conform in all respects to the conditions governing such License as printed in the By-Laws of the Town, and such other rules and regulations as the Selectmen may establish. With the signing of this application, the applicant acknowledges that:

- A) it is understood that the Board is not required to grant the license.
- B) no work is to commence at the premises of the proposed location which is the subject matter of this application until the license is approved by the Board of Selectmen; any work done is done at the applicant's risk
- C) in the event of a proposed sale of a business requiring a Common Victualler License, an application for a transfer of said license will be deemed to be an application for a new license (subject to the rules and regulations herein contained), and the owner of such business shall be required to file with the Board of Selectmen a thirty day notice of his intention to sell same before such application will be acted upon by the Selectmen.
- D) that the license is subject to revocation if the holder of the license does not comply with Town By-Laws or the Rules and Regulations of the Board.

Check this box to agree that you have read and understand the above statements and that the information in this form is correct to the best of your ability.

☒

Digital  
Signature

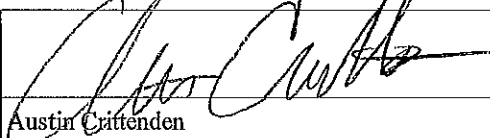

Austin Crittenden

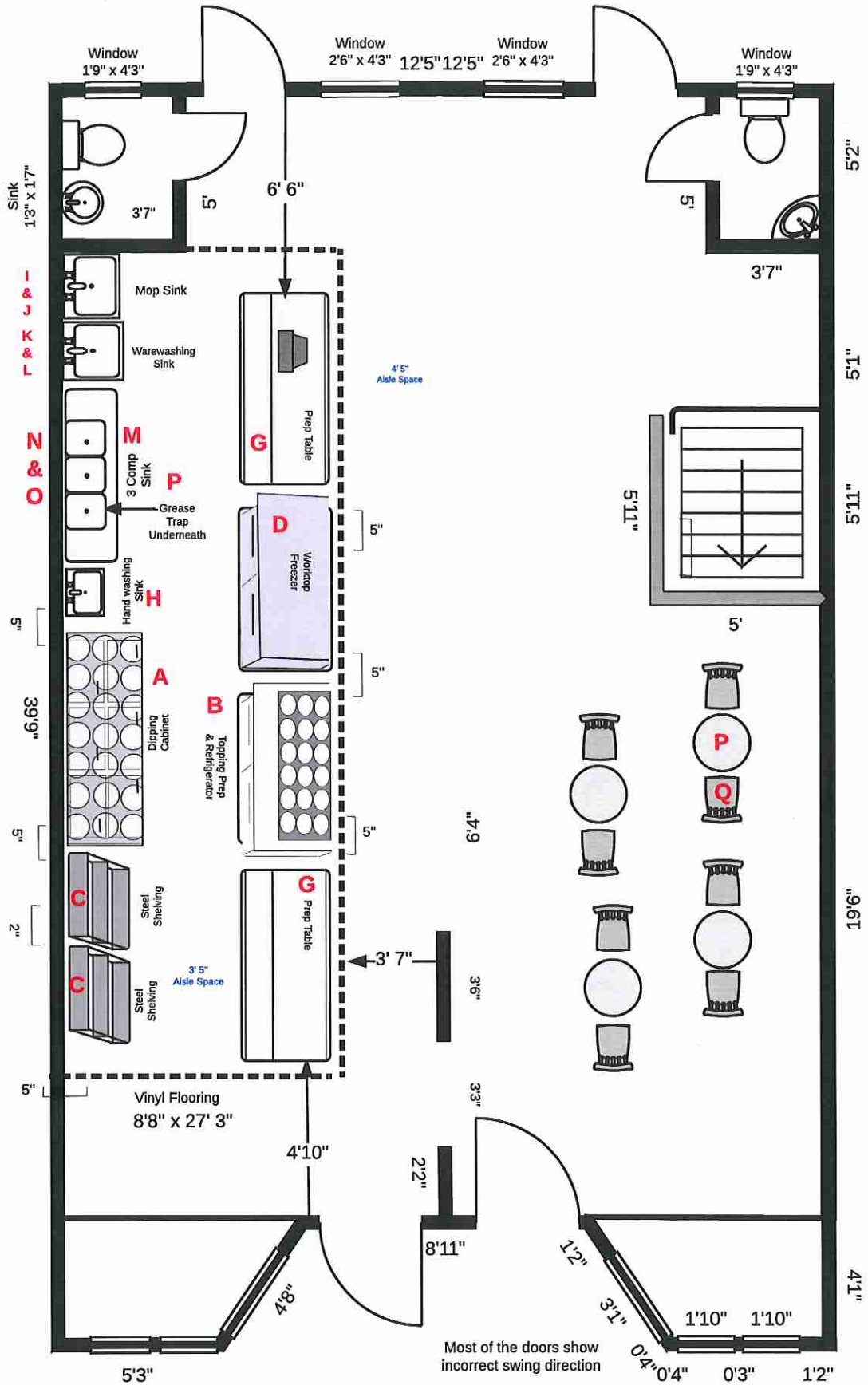
#### REAP / ATTESTATION AGREEMENT

\* I certify under the penalties of perjury that I, to my best knowledge and belief, have filed all state tax returns and paid all state taxes as required under law.

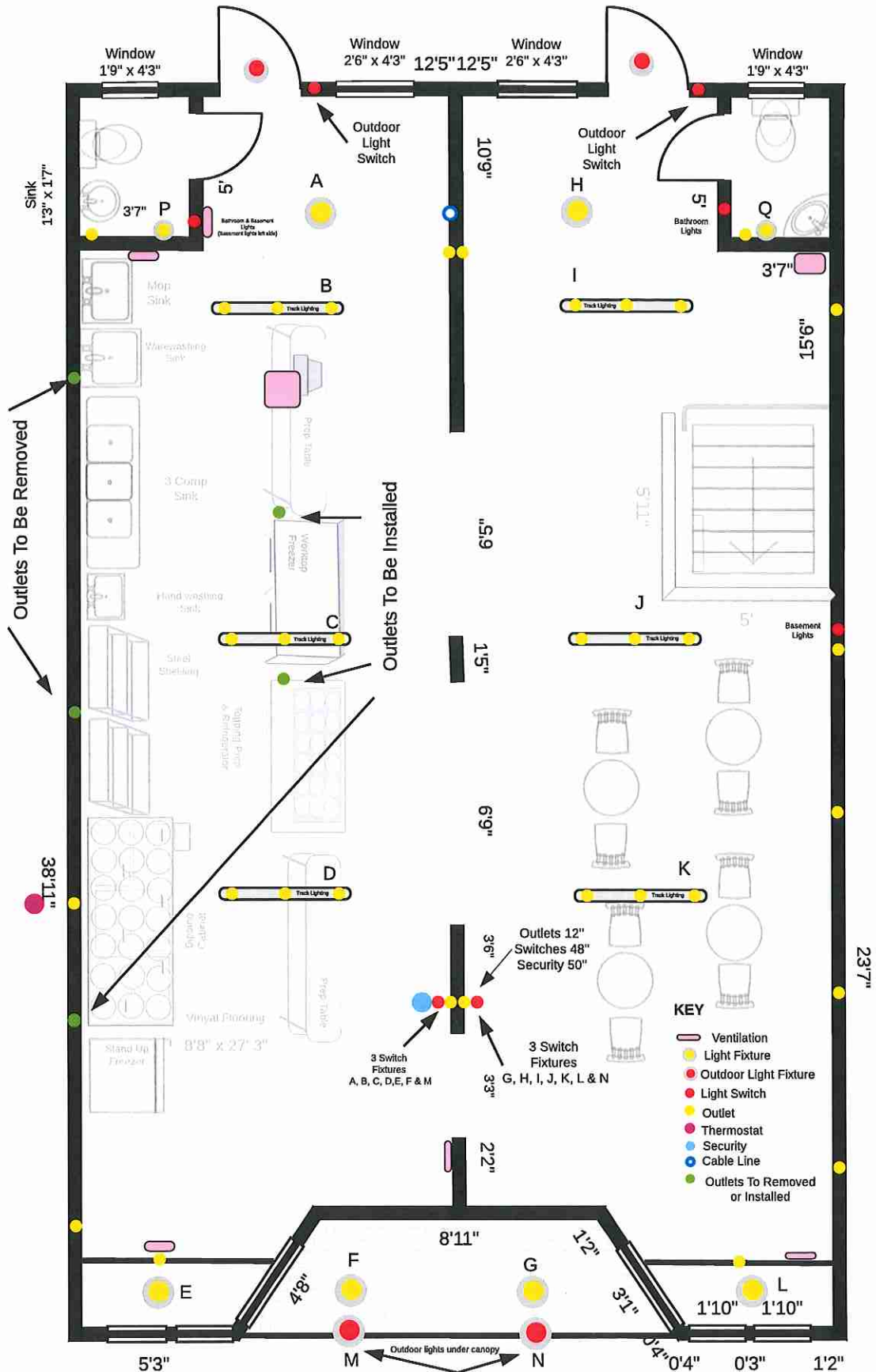
\* This license will not be issued unless this certification clause is signed by the applicant.

\* Your social security number will be furnished to the Massachusetts Department of Revenue to determine whether you have met tax filing or tax payment obligations. Licensees who fail to correct their non-filing or delinquency will be subject to license suspension or revocation. This request is made under the authority of Massachusetts General Law, Chapter 62C, Section 49A.

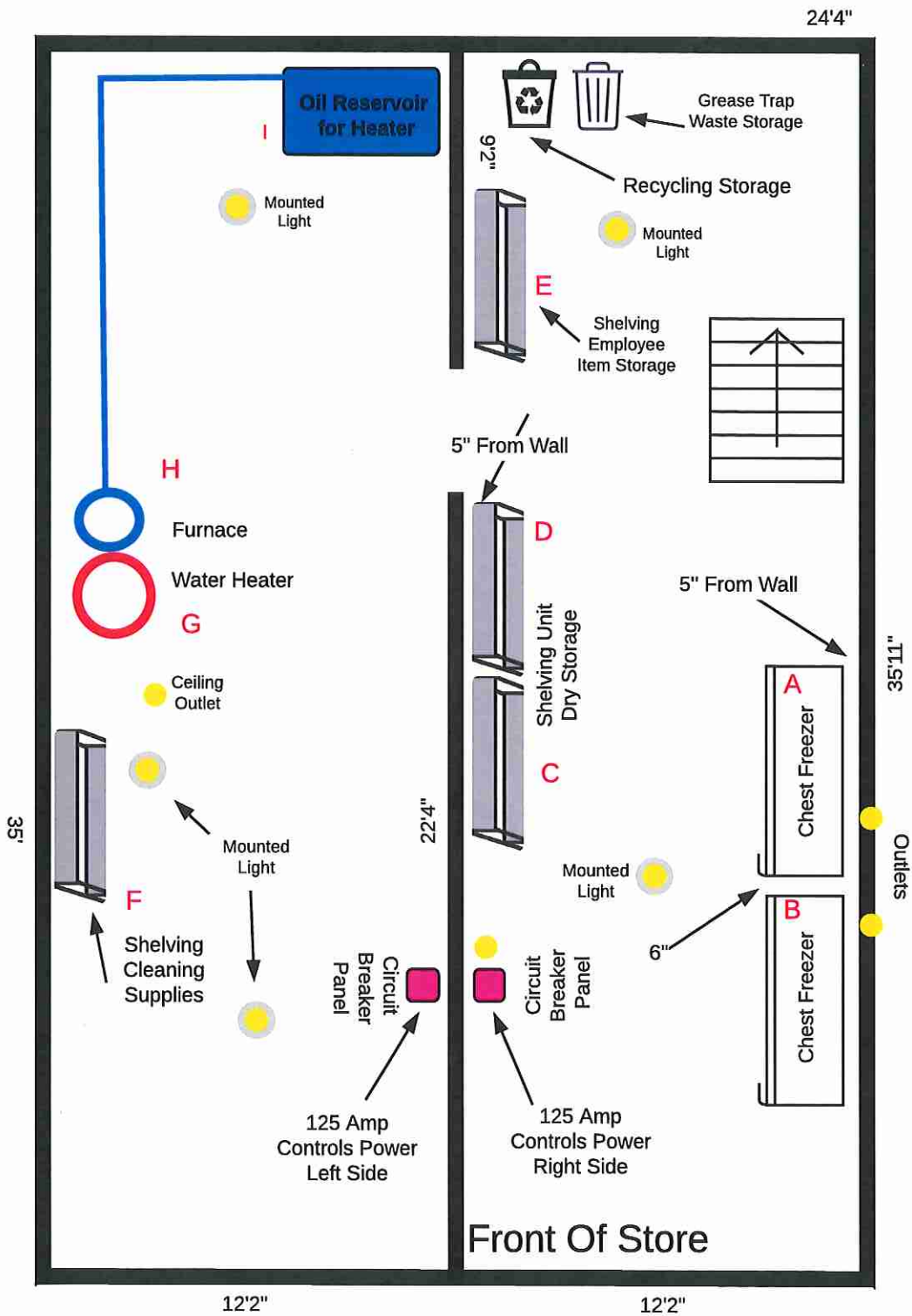
Signature of Applicant		Date	12/1/15
Printed Name of Applicant	Austin Crittenden		
Federal Identification # or Social Security # (optional)			



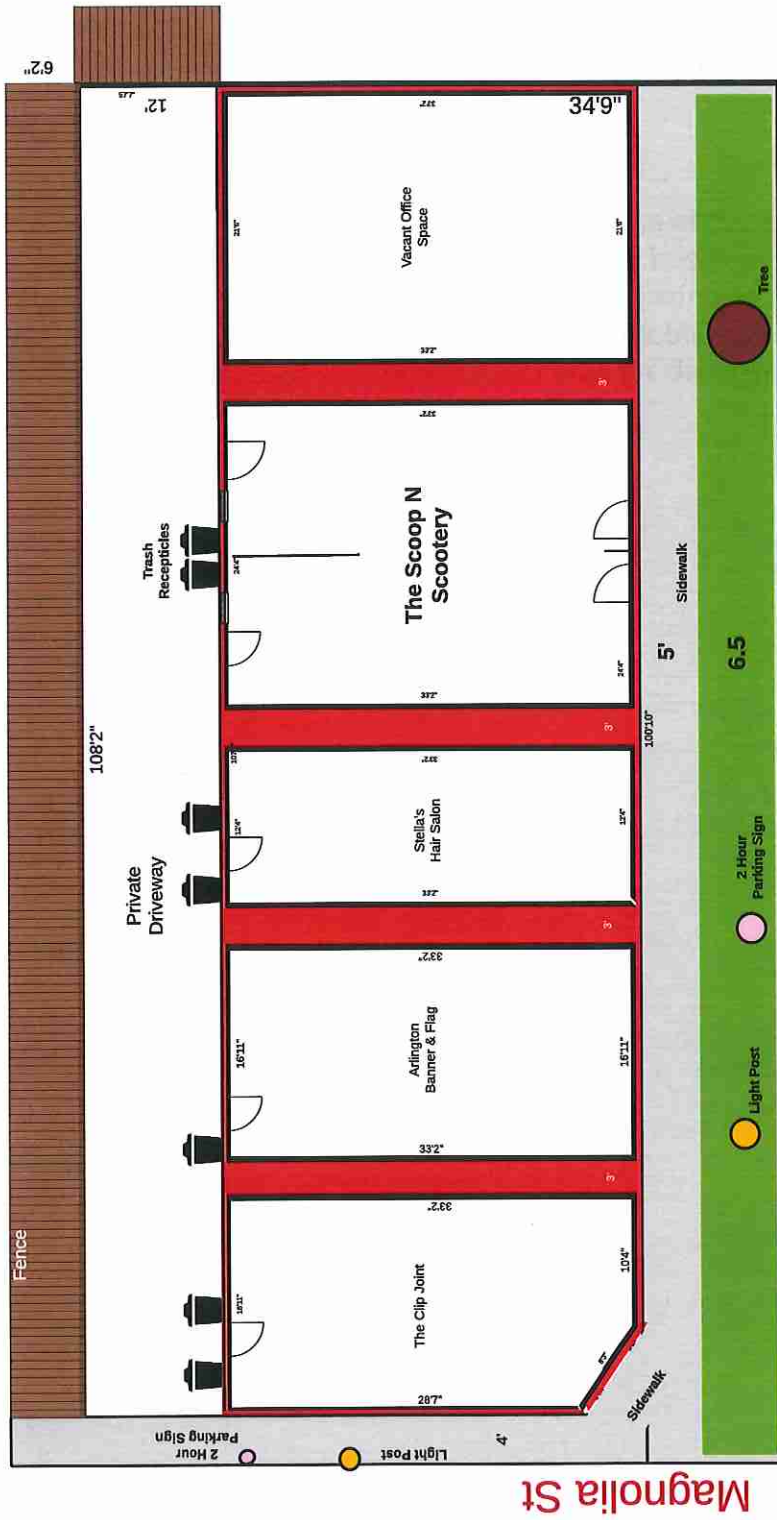
Equipment Layout / Sales Floor



Electrical Layout



Basement Layout



## *Current Menu*

*All ice cream is purchased from Richardson's Farms. No ice cream will be made in shop*

### *Flavors*

<b>Ice Cream</b>	<b>Frozen Yogurt (95% Fat Free)</b>
Double Chocolate	Coffee Toffee
Totally Turtle	Moose Tracks
Mint Chocolate Chip	French Vanilla
German Chocolate Cake	Purple Cow
Peanut Butter Oreo	Cookie Dough
Strawberry Cheesecake	Oreo
Black Raspberry Cookie Swirl	
Peanut Butter Cup	
Cake Batter	
Vanilla	

### *Toppings*

Chopped M&Ms	Gummy Bears	Chocolate Fudge	Crushed Pretzels
Chopped Kit Kat	Whipped Cream	Peanut Butter Sauce	Crushed Almonds
Chopped Oreos	Mini Marshmallows	Chocolate Syrup	Crushed Peanuts
Chopped Reeses	Marshmallow Fluff	Caramel Syrup	Graham Cracker Bits
Chopped Snickers	Chocolate Sprinkles	Butterscotch Sauce	Brownie Bits
Chopped Toffee	Rainbow Sprinkles	Crushed Cinnamon TC	Chocolate Chip Cookie Bits
Chopped Twix	Chocolate Chips	Crushed Cashews	
White Chocolate Chips	Caramel Chips	Crushed Frosted Animal Crackers	
Coconut	Waffle Cone Bits	Cinnamon Whipped Cream	

## *The Scoop N Scootery Signature Sundaes*

### *Ice Cream Sundaes*

#### **Banana Hammock Sundae:**

Vanilla ice cream with cashews, pieces of fudge and a caramel swirl topped with fresh bananas, chopped Reeses, chocolate syrup and homemade whipped cream

#### **Curious George Sundae**

Peanut butter cup and vanilla ice cream topped with crushed cashews, fresh banana and homemade whipped cream

#### **The Great White Buffalo Sundae**

Vanilla ice cream with caramel syrup, chocolate syrup, and chopped Twix Bar, topped with a peanut butter shell

**Black Heart Sundae**

Chocolate coconut based ice cream with chunks of brownie fudge and caramel swirl topped with raspberries, chocolate chips, chocolate fudge and homemade whipped cream

**Candyland Sundae**

Vanilla and strawberry cheesecake ice cream topped with gummy bears, rainbow sprinkles and bits of waffle cone

**Caramel Apple Sundae**

Vanilla ice cream with cashews, pieces of fudge and a caramel swirl topped with sliced apple, caramel chips and caramel syrup

**Caramel Cone Crunch**

Vanilla ice cream mixed with cashews and caramel fudge swirl topped with bits of waffle cone, caramel sauce and homemade whipped cream

**CarMallow Anthony Sundae**

Vanilla ice cream infused with cashews and caramel fudge swirl topped with caramel chips, marshmallow fluff and mini marshmallows

**Grasshopper Sundae**

Mint chocolate chip ice cream topped with chocolate chips, chocolate sprinkles, crushed Oreos, and homemade whipped cream

**Kit Kat Sundae**

Vanilla ice cream topped with chopped Kit Kat Bar and chocolate fudge

**Michelin Man Sundae**

Vanilla ice cream topped with caramel syrup, fudge, mini marshmallows and marshmallow fluff

**MintMallow Sundae**

Mint chocolate chip ice cream topped with chocolate sprinkles, mini marshmallows and chocolate syrup

**Peanut Butter Bomb Sundae**

Peanut butter cup ice cream topped with chopped Reeses, chocolate sauce and a peanut butter sauce shell

**Peanut Butter Mudslide Sundae**

Peanut butter cup and peanut butter oreo ice cream topped with fudge, chopped Oreos and a peanut butter sauce shell.

**Phantomberry Sundae**

Vanilla & black raspberry cookie swirl ice cream topped with graham cracker bits, fresh blueberries, white chocolate chips and homemade whipped cream

**Reeses Pieces Sundae**

Peanut butter cup and vanilla ice cream topped with chopped reeses, chocolate sprinkles and homemade whipped cream

**S'more Sundae**

Vanilla ice cream topped with chocolate chips, graham cracker bits and mini marshmallows

**Strawberry Shortcake Sundae**

Strawberry cheesecake and vanilla ice cream topped with strawberries, bits of waffle cone and homemade whipped cream

**The Original Sundae**

Classic ice cream sundae. Vanilla ice cream, chopped almonds and chocolate syrup topped with homemade whipped cream

**Frozen Yogurt Sundaes****Apple Cinnamon Sundae**

French vanilla frozen yogurt topped with fresh apples, cinnamon toast crunch and homemade cinnamon whipped cream

**Caramel Latte Sundae**

Coffee toffee and French vanilla yogurt topped with caramel syrup, caramel chips and homemade whipped cream

**Cookie Monster Sundae**

Cookie dough yogurt topped with chopped M&Ms, chopped Oreos and homemade whipped cream

**The 'Murica Sundae**

Vanilla yogurt topped with sliced strawberries, blueberries and homemade whipped cream

**Mocha Chip Sundae**

Coffee toffee yogurt topped with chocolate chips, bits of waffle cone and fudge

**Tracks N Fluff Sundae**

Vanilla yogurt with special hardening fudge ripple and peanut butter truffles topped with mini marshmallows, marshmallow fluff and chocolate fudge

**Butternut Crunch Sundae**

Vanilla yogurt with a special hardening fudge ripple and peanut butter truffles topped with crushed almonds, butterscotch sauce and homemade whipped cream

**Salted Caramel Sundae**

French vanilla yogurt topped with caramel syrup, crushed peanuts, crushed pretzels and homemade whipped cream

**Dirt Sundae**

French vanilla and Oreo yogurt topped with gummy bears, crushed Oreos and chocolate sauce

**Purple Berry Sundae**

Black raspberry yogurt topped with strawberries and white chocolate chips

**Smooth and Sticky Sundae**

French vanilla yogurt with bits of Heath Bar, caramel chips, caramel syrup and butterscotch sauce

**Chocolate Cookie Crumble Sundae**

Oreo and cookie dough yogurt topped with crushed Oreos, chocolate chips and homemade whipped cream

**Farmer's Market Sundae**

French vanilla yogurt topped with freshly sliced strawberries and bananas topped with homemade whipped cream

**Coffee Toffee Sundae**

Coffee yogurt with Heath Bar pieces, chocolate chips and toffee pieces, topped with mini marshmallows, caramel syrup and homemade whipped cream

# Grease Trap Maintenance and Cleaning Policy

## BASICS

- Kitchen staff and other employees will be thoroughly trained in Grease Trap Cleaning and Disposal.
- Grease trap must be cleaned a minimum of twice a month.
- Cleaning the grease trap is essential in preventing FOG (fats oils and greases) from mixing into the water that is discharged into the public sewer.
- "No Grease" signs will be maintained above sinks and on the front of hand washing facilities. Signs will serve as a constant reminder to minimize grease discharge to traps/interceptors and reduce the cost of cleaning and disposal.
- "Dry wipe" pots, pans, and dishware prior to dishwashing. By dry-wiping and disposing in the garbage, the material will not be sent to grease traps
- Dispose of food waste by recycling and/or solid waste removal. Employee must attempt to divert food wastes away from grease traps and interceptors. Recycling or solid waste disposal will reduce the frequency and cost of grease trap and interceptor cleaning.
- Do not pour grease down sinks or into toilets. Grease poured into a toilet or sink can congeal, clogging sewer pipes and cause backups.
- All waste removed from the grease trap will be stored in secure and sealed waste receptacles so they may be properly disposed by a professional service.

## PROCEDURE

- Unscrew lid of grease trap.
- Remove grease using a scoop from the grease trap
- Remove the baffles, if possible
- Remove the grease, water and any accumulating sludge on the bottom of the interceptor and deposit waste into watertight container
- Remove the cleanout at the end of the interceptor and perform a visual inspection to check for any grease deposits/build-up inside the pipe.
- Clean any greasy deposits from the piping so you can observe when new grease deposits form
- Flush with hot soapy water before closing the cleanout
- The grease trap should be kept completely empty following the cleaning procedure
- Replace baffle and lid
- Contact a hauler or recycler for grease pick up
- Under no circumstances may the waste be reintroduced into the City's sewer system, other than approved disposal stations.
- Record the date, employee name and volume of grease removed on the record keeping log

**From:** "MaryAnn Sullivan" <MSullivan@town.arlington.ma.us>  
**To:** austincrittenden21@yahoo.com  
**Date:** 01/06/2016 08:22 AM  
**Subject:** Common Victualler Hearing - 1/25/16

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Hi Austin,

Your common victualler application will be heard at the 1/25/16 Selectmen Meeting which begins at 7:15 PM,

Town Hall, 2nd Floor , Selectmen's Chambers. Please plan to be in attendance. Thanks, Mary Ann

Mary Ann Sullivan  
Town of Arlington  
Selectmen's Office  
(781) 316-3024  
(781) 316-3029 FAX

**Attachments:**

File: [ATT00002.txt](#) Size: 0k Content Type: text/plain

File: [ATT00003.html](#) (Shown Inline) Size: 2k Content Type: text/html



## Town of Arlington, Massachusetts

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### Decision for Review and Approval: Common Ground Alcohol Suspension Decision

#### Summary:

Douglas W. Heim, Town Counsel

The Common Ground, 319 Broadway, Bob D. O'Guin Jr., Owner

#### ATTACHMENTS:

Type	File Name	Description
<input type="checkbox"/> Reference Material	Draft_Alcohol_Sec_69_Violation_Decision_-_Common_Ground_reviseddocx_(00017743).docx	Decision Letter

## OFFICE OF THE BOARD OF SELECTMEN

KEVIN F. GREELEY, CHAIR  
DIANE M. MAHON, VICE CHAIR  
DANIEL J. DUNN  
STEVEN M. BYRNE  
JOSEPH A. CURRO, JR.



730 MASSACHUSETTS AVENUE  
TELEPHONE

781-316-3020  
781-316-3029 FAX

TOWN OF ARLINGTON  
MASSACHUSETTS 02476-4908

### DECISION of the LOCAL LICENSING AUTHORITY

Licensee: BLOG Inc. d/b/a "Common Ground"

Licensed Premises: 319 Broadway  
(Common Ground)

License No.: 003000064

License Type: Restaurant Liquor License (Sale of All Alcoholic  
Beverages to be Consumed on the Premises)

Expiration Date: December 31, 2016

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On December 7, 2015, after proper notice and hearing and granted request for a postponement, the Town of Arlington Board of Selectmen, in its capacity as local liquor licensing authority ("LLA"), unanimously voted to order suspension of the above-referenced license for three consecutive (3) days beginning on the same day of the week

that the violation was committed (a Wednesday) in February of 2016, the specific date to be designated by the Licensee and reported to the Board staff, but to be completed by no later than February 29, 2016. Further, an additional two weeks (fourteen days) license suspension shall be held in abeyance for a one-year probationary period to end on January 25, 2017. Should this LLA find the license holder in violation of G.L. c. 138, any regulation promulgated by the Alcoholic Beverages Control Commission (“ABCC”) or its own regulations, within such a period, the license shall be immediately suspended for fourteen days in addition to any suspension or other sanction for the new violation. The license holder shall also be prohibited from receiving so-called extended hours on its license for the same probationary period. Finally, this decision also codifies the license holder’s agreement to stipulate that it shall 1) terminate its previous practice of permitting “shift drinks” – a free drink for restaurant employees after their shift ends, 2) ensure that all employees read and sign Common Ground’s alcohol service policy.

In accordance with G.L. c. 138, § 23, the LLA hereby provides this statement of reasons for its action.

Procedural History. Following a lengthy investigation by the Arlington Police Department (“Department”), including joint interviews and inquiries conducted with ABCC staff, toxicology information provided by the Middlesex District Attorney’s Office, and further evidence collected, the Department determined that on or about January 1, 2015, Arlington resident James McLaughlin was driving his car while at or near twice the legal limit for blood alcohol content (“BAC”) when he fatally crashed into a tree on Pleasant Street at approximately 1:28 a.m. Mr. McLaughlin had been drinking alcohol at Common Ground immediately prior to his accident. As a duly appointed agent

for the LLA, the Department in conjunction with the Arlington Legal Department recommended a hearing to determine if any violations of state or local alcohol laws occurred.

In accordance with G.L. c. 138, § 23(4), the Board convened a hearing on December 7, 2015, at approximately 7:15 p.m. to consider whether or not any violation of c. 138, ABCC regulations or LLA regulations occurred at Common Ground. The licensee was notified of the hearing by certified letter dated November 16, 2015, and acknowledged receipt of same, and was granted a brief postponement of the initially scheduled November 23, 2015 hearing date.

Questions Presented.

- (1) Did a violation of the state liquor law occur on the above-referenced sale or delivery of alcoholic beverages to intoxicated persons, as well as 204 C.M.R. 2.05(2), which prohibits any illegality on licensed premises.?
- (2) If so, what action, if any, will the LLA take concerning the above-referenced license as a result?

Evidence.

The following witnesses appeared and testified:

(1) Douglas Heim, Town Counsel on behalf of the Town of Arlington Legal Department and Arlington Police Department, summarizing undisputed facts between the parties based upon Arlington Police Department Incident Report No. 15000006/1, Joint Interview Notes conducted with the ABCC, Surveillance Camera Footage provided by the License Holder, and a Toxicology Report.<sup>1</sup>

(2) Robert D. O'Guin , Co-Owner of Common Ground with John D. Leone, Esq., his counsel.

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<sup>1</sup> Counsel for the License Holder, Mr. John Leone, Esq. was provided copy or an opportunity to review each of the listed evidentiary sources in advance of the hearing by the Legal Department.

Findings of Fact. On the basis of the evidence presented at the December 7, 2015 Hearing described above, the LLA made the following findings of fact:

1. At approximately 1:28 a.m. on January 1, 2015, Mr. McLaughlin crashed his vehicle into a tree in the vicinity of 135 Pleasant Street. *Heim Testimony from Incident Report.*
2. Mr. McLaughlin was accompanied by two adult passengers – his daughter, and a person believed to be his daughter’s friend and co-worker, both of whom are employees of Common Ground. *Heim Testimony from Incident Report.*
3. Mr. McLaughlin, who was not wearing a seatbelt at the time of the accident, ultimately succumbed to injuries he sustained while the passengers suffered non-life threatening injuries. *Heim Testimony from Incident Report.*
4. Subsequent blood tests revealed that Mr. McLaughlin’s Blood Alcohol Content at the time of the accident was approximately 0.18%. *Heim Testimony from Incident Report and Toxicology Report.*
5. There were no remarkable conditions on Pleasant Street at the time of the accident noted by responding APD personnel. *Heim Testimony from Incident Report.*
6. One passenger provided false information asserting that Mr. McLaughlin came to pick the passengers up at Common Ground before the accident, while the other would not say where Mr. McLaughlin had been prior to the accident. *Heim Testimony from Incident Report.*

7. Mr. McLaughlin had in fact been at Common Ground with the passengers immediately prior to the accident, leaving at approximately 1:22 a.m. *Heim Testimony from Incident Report, Video Surveillance Records, Investigative Notes.*
8. Mr. McLaughlin had been served food and alcohol at Common Ground throughout the day beginning sometime between 2:00 and 3:00 p.m., leaving and returning several times for a total of at least four (4) visits to the restaurant. Various bartenders and staff recalled he ordered one to two drinks during each visit totaling approximately five (5) drinks throughout the day and evening. *Heim Testimony from Video Surveillance Records and Investigative Notes.*
9. During his final visit he returned sometime between 11:00 and 11:30 p.m. on December 31, 2014, and is believed to have been served a Guinness lager and a “small glass of champagne” between such time and last call. *Heim Testimony from Video Surveillance Records and Investigative Notes.*
10. Further during at least three (3) of his visits to Common Ground, Mr. McLaughlin was drinking and socializing with Common Ground employees who had completed their shifts, including one of the passengers in his car at the time of the accident. *Heim Testimony from Video Surveillance Records, Investigative Notes.*
11. The License Holder, Mr. O’Guin and his counsel, Mr. Leone, confirmed that it was the restaurant’s practice at the time of the incident to allow staff members over 21 years of age who complete their shifts to have a free

alcoholic drink, as well as a half-priced drink and meal (a practice referred to as a “shift drink.”) *O’Guin Testimony, Leone Testimony.*

12. None of the serving bartenders or other witnesses recall Mr. McLaughlin appearing intoxicated. *Heim Testimony from Investigative Notes.*

13. Mr. O’Guin, and his counsel noted in the course of the investigation and at hearing that that McLaughlin was a regular patron at Common Ground, friendly and familiar to many staff, but insist that alcohol can only be served from the bar, consistent with their internal alcohol policies and regulations. *O’Guin Testimony, Leone Testimony.*

14. The License Holder further strongly denies that any bartender had any indication that Mr. McLaughlin was drunk at any time in the bar, let alone when he was last served. *O’Guin Testimony, Leone Testimony.*

Conclusion. On the basis of the findings of fact recited above, the LLA made the following conclusions on the Questions Presented:

- (1) Did a violation of the state liquor law occur on the above-referenced licensed premises on or about December 31, 2014, by the sale or delivery of alcoholic beverage(s) to an intoxicated person?

**Yes.**

- (2) If so, what action, if any, will the LLA take concerning the above-referenced license as a result?

**3-day license suspension for consecutive days to commence on a Wednesday as selected by the Licensee on or after Wednesday January 27, 2016, but to be completed before February 29, 2016, as well as a 14-day license suspension held in abeyance for a probationary period of one year ending on January 25, 2017, disqualification from extended service hours for such same period, and requirement that all staff be required to read and sign for Common Ground’s updated alcohol training policy, which shall**

**prohibit the aforementioned practice of “shift drinks” for employees and be completed on or before February 29, 2016.**

Discussion. Section 69 Chapter 138 of the General Laws prohibits sale or delivery of alcoholic beverages to an intoxicated person. G.L. c. 138, § 69. On January 1, 2016, Mr. McLaughlin’s blood alcohol content was approximately 0.18%, at the time of (twice the limit in the Commonwealth) his accident with a tree on Pleasant Street at 1:28 a.m. He had left the licensed establishment approximately six minutes earlier, where he had been served alcohol (and food) throughout the day and evening of December 31, 2014 leading unto the early morning of January 1, 2015, including two alcoholic drinks during his last visit to the restaurant beginning at approximately 11:30 p.m. on the 31<sup>st</sup>. This Board recognizes that there remain many unknowns in this circumstance, but finds such sale was in violation of Chapter 138, as well as the regulations of the Alcoholic Beverages Control Commission at 204 C.M.R. 2.05(2).

The LLA has adopted a policy governing the sale of alcoholic beverages by restaurants. See Alcohol Licenses and Regulations, at Policies, Rules, and Regulations of Alcohol Licenses for Restaurants (revised January 12, 2015) (“Policy”). The Policy does not provide a specific guideline for this type of alcohol violation, but does provide generally that any suspension is to be served on the same day as the violation occurred. Generally speaking, the suspension terms of license holders found in violation of §69 vary depending on the facts and circumstances presented, not only in the underlying matter itself, but the history, response, and cooperation of the license holders in the investigation as well. Indeed, a survey of neighboring communities finds that some violations of §69 have resulted in warnings, and others license revocations.

Here, the evidence that the patron in question was intoxicated is irrefutable and not contested. It is also uncontested that the patron was served alcohol at multiple, distinct intervals throughout the day at the premises. What is contested turns on evidence with varying degrees of subjectivity and significance, which inform the point at which the LLA believes a reasonable person knew or should have known the patron was intoxicated. The LLA finds that while the total number of drinks (approximately five) was low given the period of time question, the balance of evidence yields sufficient basis to find the violation occurred. The LLA understands the License Holder's strong disagreement with this conclusion, but also acknowledges that the license holder was very cooperative throughout the investigation and pre-hearing process even given significant disagreement at hearing. Further, despite such disagreement, the License Holder has agreed not to appeal this determination and stipulated to certain conditions that recognize mutual concern even in the presence of ultimately differing conclusions.

Therefore, LLA chooses to issue a three (3) consecutive day suspension, with an additional (14) fourteen days suspension held in abeyance for a one-year probationary period to end on January 25, 2017, as well as a one-year probation disqualifying the – license holder from any application for extended hours on its license. The LLA notes that the License Holder also stipulates that it shall terminate its “shift drink” practice as described herein ensure that all employees read and sign for Common Ground's updated alcohol service policy on or before February 29, 2016.

The LLA will also allow the Licensee to determine when the suspension shall begin so long as it is served on three consecutive days beginning on the day of the week

when the violation was committed (a Wednesday in this instance) and is completed before February 29, 2016.

Order. For the reasons stated herein, the above-referenced license is SUSPENDED for three (3) days beginning on or after January 25, 2016, said days to be consecutive and beginning on a Wednesday, but otherwise selected by the Licensee to be completed before February 29, 2016, and reported to the Office of the Board of Selectmen in advance. An additional fourteen (14) days suspension shall be held in abeyance for a one-year probationary period in which the Licensee shall also be prohibited from being granted extended hours of service for any reason. It is further stipulated and ordered that the Licensee shall terminate its “shift drink” practice as described herein, and that all employees shall read and sign for Common Ground’s alcohol service policy on or before February 29, 2016.

This order does not affect the Licensee’s Common Victualler permit, so the Licensee may remain open for serving food and non-alcoholic beverages on those days, as long as no alcoholic beverages are exposed for sale.

Dated: January \_\_\_, 2016

By:

TOWN OF ARLINGTON  
BOARD OF SELECTMEN

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Kevin F. Greeley, Chair

---

Diane M. Mahon, Vice-Chair

---

Daniel J. Dunn

---

Joseph A. Curro, Jr.

---

Steven M. Byrne



## Town of Arlington, Massachusetts

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### Discussion and Approval: Selectmen's Draft Handbook

#### Summary:

Kevin F. Greeley, Chair

#### ATTACHMENTS:

Type	File Name	Description
▢ Reference Material	Handbook_Master_-_DRAFT.docx	Handbook



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# Board of Selectmen Handbook

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This handbook is to serve as a resource for the Board of Selectmen, other officials and agencies of Town of Arlington government, and the public by setting forth the Board's basic functions, policies, and procedures. Companion policies, including those pertaining to permits and licenses are codified elsewhere in the interests of allowing this handbook to be an efficient foundation for consistent, transparent, and effective Board administration. In short, this document provides:

- Reference material for presently serving members of the Board on significant policies and procedures;
- Guidance for citizens and Town employees on Board policies, and procedures;
- Education for new Board members in the interests of continuity of effective Board governance; and
- Serve as a model of policies and procedure for other boards and commissions.

The Handbook shall be periodically reviewed and updated as appropriate at the annual goal setting workshop of the Board of Selectmen and Town Manager.

### **Overview**

In Arlington the number of Selectmen is determined by the Town Manager Act, Chapter 503 of the Acts of 1952 as amended. Hence, the Board of Selectmen is comprised of five elected residents who serve three-year terms. They are elected on the following cycle:

- Two are elected one year;
- Two are elected the following year; and
- One is elected in the third year of a given Board election cycle.

Town Manager Act §3

The primary duties and responsibilities of the Board are described in Chapter 2 herein.

## ARLINGTON BOARD OF SELECTMEN

### HISTORY

Boards of Selectmen throughout New England, have their roots in pre-colonial days when the church served as the center of the community for those who had traveled from Europe for religious freedom. After church services in Menotomy (Wampanoag term meaning *swift running river*) the assembled would conduct a town meeting to discuss any civic matters that impacted the citizens of Menotomy. If the matter required investigation they would “select” someone from the congregation to go and gather information and report back at the next town meeting.

Borrowing the concept of councils from their English heritage, the colonists began to elect between three and nine “select men” or “townsmen” to serve for fixed terms. Beginning with Dorchester in 1633, towns in Massachusetts quickly adopted this unique form of government.

Initially, the powers and duties of Selectmen differed from Town to Town. In general, Selectmen were required to carry out and enforce the votes of the Town meeting, but were additionally granted authority over other areas of Town government.

In 1867, then West Cambridge, the citizens voted and then changed the name to Arlington to commemorate those who had made the ultimate sacrifice on behalf of their country and were buried in the Arlington National Cemetery (Dedicated in 1866).

From 1867 – 1953 there was a 3 member Board of Selectmen who were “selected” by the voters to serve 3-year terms. In 1952 Town Meeting voted to change Arlington’s form of government. On a warrant article, sponsored by the League of Women Voters and on a subsequent charter reform referendum by the voters, Arlington changed to a Town Manager form of government.

In 1953, the Board of Selectmen subsumed the Board of Public Works and became a 5 member committee. This model was based on the most popular business model of a Board of Directors who directed the President/CEO of the company. Since 1953, Arlington has had 6 Town Managers:

Edward C. Monihan	1953- 1966
Donald Marquis	1966-2000
Phil Farrington	2000- 2002
Nancy Galkowski	2002-2004
Brian Sullivan	2004-2012
Adam Chapdelaine	2012-Present

In July of 1973 the first woman to serve on the Board of Selectmen was Anne Mahon Powers who was appointed by the Board to finish the term of William S. Abbott who had retired. In November 1973 Margaret Spengler was the first woman elected to the Board of Selectmen.

Since 1867 there have been 91 citizens of Arlington who have served on the Board. They are the following:

# **BOARD OF SELECTMEN 1867-PRESENT:**

Samuel S. Davis	1867-1868, 1871, 1872	Roscoe O. Elliott	1945-1946
J.S. Potter	1867-1868	Harold A. Cahalin	1946-1949
Samuel L. Butterfield	1867-1868	Joseph A. Purcell	1948-1951
Otis Greene	1868-1869	Marcus L. Sorensen	1949-1958
Jacob F. Hobbs	1868-1871, 1872-1873	Edmund L. Frost	1950-1953
J. Winslow Peirce	1868-1874	Walter T. Kenney	1951-1954
George. C. Russell	1870-1871	Joseph P. Greeley	1953-1972
Warren Rawson	1871-1873	George A. Harris	1953-1958
James Durgin	1872-1879	Franklin W. Hurd	1953-1959
James Bacon	1872-1873	Thomas R. Rawson	1954-1960
John S. Crosby	1872-1873	Daniel J. Buckley, Jr.	1958-1961
Henry Swan	1873-1874	Arthur D. Saul, Jr.	1958-1964, 1965-1977
Henry Mott	1873-1874, 1878-1882	John O. Parker	1959-1962
John Schouler	1874-1878	Horace H. Homer	1960-1969
William H. Allen	1878-1882	Philibert L. Pelligrini	1961-1964
James A. Bailey	1879-1882	John W. Bullock	1962-1965, 1969-1974
Henry J. Locke	1882-1884	Kevin P. Feeley	1964-1970
Samuel E. Kimball	1882-1883	John J. Bilafer	1964-1972
George D. Tufts	1884-1896	William S. Abbott	1970-1973
Charles T. Scannell	1885-1886	Ronald A. Nigro	1972-1973
George D. Moore	1887-1890	Harry P. McCabe	1972-1975
Edward S. Fessenden	1892-1897	George K. Rugg	1973-1976
George I. Doe	1897-1905	Ann Mahon Powers	1973 (apptd), 1975-1981
Warren B. Rawson	1903-1906	Margaret H. Spengler	1973-1979, 1984
James A. Bailey, Jr.	1904-1907	Robert B. Walsh	1974-1990
J. Howell Crosby	1907-1910	Robert Murray	1976-1987
Philip A. Hendrick	1909-1911	Robert F. O'Neill	1977-1978
Jacob Bitzer	1910-1914	Robert A. Havern	1978-1986
Frank V. Noyes	1911-1915	William J. Grannan	1979-1984
Thomas J. Donnelly	1914-1920	Charles Lyons	1981-2005
Horatio A. Phinney	1915-1921	Janemarie Hillier	1985-1991
Charles B. Devereaux	1920-1926	Stephen J. Conroy	1986-1989
Charles H. Higgins	1921-1924	John P. Donahue	1987-1988
Nelson B. Crosby	1922-1928	Franklin W. Hurd, Jr.	1988-1994
Frederick W. Hill	1924-1927	Kevin F. Greeley	1989-Present
Hollis M. Gott	1926-1932	Stephen J. Gilligan	1990-1999
Luke A. Manning	1927-1930	Kathleen Kiely Dias	1991-2006
Arthur P. Wyman	1928-1934	Richard B. Murray	1994-1997
William O. Hauser	1930-1933	John W. Hurd	1997-2011
Leonard Collins	1932-1935	Diane M. Mahon	1999-Present
George W. Lowe, Jr.	1933-1939	Annie LaCourt	2005-2012
Ernest W. Davis	1934-1943	Clarissa Rowe	2006-2012
Harold M. Estabrook	1935-1945	Daniel J. Dunn	2011-Present
William C. Adams	1939-1945	Joseph A. Curro, Jr.	2012-Present
William F. Davis, Jr.	1943-1946	Steven M. Byrne	2012-Present
Joseph Peterson	1944-1950		

The primary sources of Board of Selectmen authority are:

- Massachusetts General Laws and Special Acts;<sup>1</sup>
- The Town Manager Act; and
- Town of Arlington By-Laws.

Within the Town Manager Act and the Town By-laws, the following non-exhaustive provisions are particularly critical in establishing the parameters of the Board's powers:

- ❖ “The Selectmen shall have the general direction and management of the property and affairs of the Town in all matters not otherwise provided for, so far as permitted by law.”

Town By-Laws Art. 2 § 1

- ❖ The Selectmen appoint the Town Manager, the Comptroller, the Board Administrator, the Registrar of Voters (except the Town Clerk), the Zoning Board of Appeals, select advisory committees, and election officers; and further, confirm a host of appointments by the Town Manager.

Town Manager Act §§4, 11, *passim*

- ❖ The Selectmen shall open the annual Warrant and call Town Meetings and Special Town Meetings and make recommendations regarding articles under same. Members of the Board also possess the privilege of recognition at any Town Meeting regardless of whether or not they are Town Meeting members.

Town By-Laws Art. 1 §2; Art. 2 §4;

- ❖ The Board's financial responsibilities include, in conjunction with the Town Manager, reviewing Town budgets to provide annual recommendations to the Finance Committee; as well as dispersing federal Community Development Block Grant monies in conjunction with the Town Manager.

Town Manager Act §32

- ❖ The Selectmen, in conjunction with the Town Clerk, have the duty to call and administer Town elections consistent with the requirements of the General Laws.

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<sup>1</sup> More than 700 statutes and Special Acts define the powers and duties of Selectmen including the Town Manager Act.

Town By-Laws Art. 1 §1; Town Manager Act §45

Accordingly, in conjunction with the General Laws, the Board possesses the following duties and responsibilities:

- ❖ Adopting Town policies and holding hearings on important Town issues;
- ❖ Working collaboratively with the Town Manager, Finance Committee and Budget Revenue Task Force in reviewing and setting fiscal guidelines for the annual operating budget and capital improvements program;
- ❖ Determining CDBG grant disbursements;
- ❖ Issuing Town Meeting warrants;
- ❖ Appointing the Town Manager and reviewing the performance of the Town Manager;
- ❖ Approving the Town Manager's appointments of most official boards and commissions;
- ❖ Exercise jurisdiction over public and private ways under the Town By-Laws;
- ❖ Oversee traffic and parking matters;
- ❖ Serve as the Licensing Board responsible for issuing and renewing licenses for the following categories:
  - common victualler,
  - food vendor,
  - alcohol,
  - lodging houses/inn keeper,
  - class I and II,
  - secondhand dealer,
  - hackney,
  - public entertainment,
  - automatic amusement, and
  - contractor drainlayer;
- ❖ Serve as the permitting authority for the following categories:
  - parking permit exceptions,
  - block party,
  - street performer, and special events.

Additionally, as outlined in the General Laws and the Town Manager Act, the Board also possesses the duties and responsibilities of the following:

- ❖ Licensing Board,
  - Cable Commissioners,
  - Water Commissioners,
  - Highway Commissioners,

- Sewer Commissioners,
- Election Commissioners, and
- Parking Commissioners.

The above lists of powers, duties, and responsibilities do not present a complete detailing of the Board of Selectmen's role in Arlington's government, nor does it serve as a statement of limitations on a specific Board's vision and operation. Rather, this section enumerates the major categories of Selectmen duties and powers, as well as specific, common areas where the Board exercises its authority in the discharge of its duties.

Each year, a given Board will both proactively and responsively address the new needs of the Town within its authority. For an understanding of the short and long-term vision and self-assessments of any given Board one should consult the most recent Board of Selectmen Goals. Each year, the Selectmen revisit, renew, and revise their collective goals and objectives for the coming year in conjunction with the Town Manager. However, absent a change in law, the Selectmen's powers, duties, and responsibilities remain as enumerated herein.

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The Board of Selectmen participates in awards, proclamations and events.

**SELECTMEN AWARDS:**

Awards, established in 1975, are given to a person, a group of people, or an organization to recognize their excellence in a certain field. Approximately every five years awards are given out recognizing people and organizations for their efforts that truly benefit the Town. The Selectmen nominate and award the following:

The Robbins Award - This award honors patrons for their outstanding and significant contributions of service and leadership in the areas of social, cultural, educational, political or religious activities as well as benevolent and philanthropic actions for the common good.

The Cyrus E. Dallin Award - This award honors any person or group who has given meritorious service to the community in areas of community beautification, education, artistic, cultural, humanistic or philanthropic contributions, meeting human needs particularly needs of the youth.

The Samuel A. Wilson Award - This award includes any person or group who has made an important and meaningful contribution to the community. Their effort should be considerable, exceptional and notable.

The Joseph P. Greeley Award - This award should reflect long-time, continuous and excellent service to the town. Any past or present town employee or group is eligible to receive this award.

A Nominating Committee is appointed by the Selectmen, with each Selectmen appointing one committee member. The role of the committee is to receive applications/recommendations and then recommend a slate of nominees to present to the Board of Selectmen Chair and Vice Chair. The Chair and Vice Chair will select the nominee finalist for each award and then bring the nominees to a future Selectmen's meeting for approval. The Nominating Committee will present a one-paragraph description of each finalist's meritorious contributions at that meeting. The awards are presented at a ceremonial event in the Town Hall.

## PROCLAMATIONS & EVENTS:

In addition to awards the Selectmen sponsor proclamations and events.

- Proclamations are a public or official announcement recognizing great accomplishments and events in the community, especially ones of great importance. A proclamation can be for an organization or an individual in honor of their recognition. Requests for proclamations should be directed to the Selectmen's Administration Office along with the information/desired wording of the accomplishment or event three-weeks prior to the date of issue.
- Events are occasions of importance such as Town Night/Day, Sister City Programs, Selectmen Awards Presentation and Anniversary Celebrations. These events support the efforts of community volunteers and traditions of the community.

**Town Night/Day** is the largest community event held annually and features music, family entertainment and booth vendors. The Town Night /Day celebrations depend on the financial support of both our corporate and residential neighbors.

**Sister City Programs** create opportunities for the Town to experience and explore other cultures through long-term municipal partnerships in a global arena. It immerses our students through a student exchange into each other's way of life which bolsters their academic experience. Sister City Nagaokakyo and Arlington celebrated a 30<sup>th</sup> anniversary of friendship in 2015.

**Anniversary Celebrations** are events celebrating historic milestones and traditions such as the Centennial Celebration of Town Hall & Gardens.

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It is the long standing intention and tradition of the Board of Selectmen to act as a single body in the best interests of the people of the Town of Arlington, and to maintain a civil decorum becoming of the citizenry the Selectmen serve. Even as individual members may passionately disagree with one another, members of the public, or Town employees, engaging in lively discourse, the Board of Selectmen shall endeavor to conduct itself as a whole in the most professional of manners. To that end, the Selectmen pledge their commitment to the following self-enforced code of conduct developed by the Massachusetts Municipal Association and modified for Arlington's governance.

**A. Board-Community Relations.**

A member of the Board of Selectmen, in relation to his or her community shall:

1. Conduct him or herself with the understanding that his or her basic function is to make policy. Implementation and administration is invested in the Town Manager by the Town Manager Act;
2. Maintain the perspective of being part of one larger political body, appropriately respecting collective Board decisions and policies ;
3. Be well informed concerning the duties of a Board member on both local and state levels;
4. Remember that he or she represents the entire community at all times;
5. Be mindful that a member is privileged to serve, requiring selfless service that does not yield inappropriate personal benefits based on his or her work as a Selectman; and
6. Adhere to the ethical rules and guidelines established by the State, refraining from use of status or power to obtain improper benefits for themselves or others.

**B. Board-Manager Relations.**

Each Selectman, in relation to the appointed Town Manager, shall:

1. Endeavor to establish sound, clearly defined policies that will direct and support the Town Manager in the administration of the Town;
2. Provide the Town Manager full discretion for discharging his or her duties;
3. Recognize and support the administrative chain of command, reporting citizen complaints to the Town Manager;
4. Refrain from instructing Town Department heads;

5. Exercise good judgment in contacting Town personnel supervised by the Town Manager. Questions and/or requests for information or assistance on matters of policy under the Board's jurisdiction should be directed to the Town Manager, Town Counsel, or Department heads with the Town Manager's knowledge.

**C. Internal Board Relations**

A member of the Board of Selectmen, in his or her relations with fellow Board members, should:

1. Recognize that action at official legal meetings is binding and that he or she alone cannot bind the Board outside of such meetings;
2. Refrain from public statements or promises of how he or she will vote on matters that will come before the Board until he or she has had an opportunity to fully vet the issue during a Board meeting;
3. Make decisions only after all facts on a question have been presented and discussed;
4. Uphold the intent of executive session and respect the privileged communication that exists in executive session;
5. Refrain from communicating the position of the Board of Selectmen to anyone unless the full Board has previously agreed on both the position and the language of the statement conveying the position;
6. Treat with respect the rights of all members of the Board despite differences of opinion; and
7. Afford members of the Board the opportunity to speak on matters in Board meetings and hearings without interruption.

**D. Board-Town Staff Relations.**

A member of the Board of Selectmen, in his or her relations with Town staff, should:

1. Treat all staff as professionals that respects the abilities, experience, and dignity of each individual;
2. Exercise caution and discretion in public criticism of any individual Town employee. Member concerns about performance of staff reporting to the Town Manager should, under ordinary circumstances only be articulated to the Town Manager, or, in limited circumstances, other appropriate Town personnel, such as Town Counsel and Department heads.

3. Keep requests for staff support to a minimum wherever possible, and insure that all requests go through the Town Manager's Office or between such office and the Office of the Board of Selectmen.
4. To the extent practicable, insure that any materials or information provided to an individual member from a staff member be made available to all Selectmen.

As a final matter each Selectman as an elected official, has an individual and specific series of ethical obligations under Massachusetts' "Conflict of Interest" statute, G.L. c. 268A, as well as Office of Campaign and Political Finance regulations. Moreover, the Board has obligations as a body to abide by a number of other important laws and regulations reflecting on its conduct, including, but not limited to, the Open Meeting Law and Public Records Laws. Both Members as individuals and the Board as a whole must be especially mindful of these obligations in addition to its self-enforced code of conduct.

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The Board of Selectmen is responsible for hiring a variety of Town employees including the Town Manager, making or confirming appointees to Town Committees, and its own internal election of officers.

## **A. Board Officers & Elections**

The officers of the Board of Selectmen shall be Chairman and Vice-Chairman elected annually from its members, and shall each serve a term of one (1) year. The Board Administrator, discussed in further detail below, serves as Chairman *pro tem* for administrative purposes only until a Chairman is elected, calling for an organizational meeting on the Monday immediately following the annual Town Election. All five (5) members should be present to hold the annual Board election, and the process shall begin by asking members of the Board for nominations for Chairman.

### **❖ Chairman**

Following nomination, an individual member of the Board receiving three (3) or more votes, however achieved, will be named Chairman. Upon election, the Chairman of the Board's duties shall be as follows:

- Preside at all meetings of the Board;
- Act as liaison between Board of Selectmen staff, including the Board Administrator;
- Represent the Board at meetings, conferences, and other gatherings;
- Creates and reviews Board agendas in concert with Board of Selectmen staff, and in consultation with the Town Manager;
- Arranges orientation for new Board members;
- Serves as the spokesman of the Board at Town Meetings and presents the Board's position on Warrant Articles with recommended action voted in the majority.

It should further be noted that the function of the Chairman is to convey the Board's considered position on any matter on which he or she represents the Board and to direct the conduct of the meetings so that the Board's business is properly and efficiently dispatched.

### **❖ Vice Chairman**

Following his or her election, the Chairman conducts the election for the Vice-Chairman, receiving nominations and conducting votes. The member receiving three (3) or more contemporaneous votes shall be elected Vice-Chairman.

Upon election, the duties of the Vice-Chairman shall be all the duties of the Chairman in his or her absence, or as requested by the Chairman.

#### ❖ **Seniority & Proceedings in the Absence of Board Officers**

Seniority of Board members is determined by total length of service. Seniority in the instance of two individuals being elected at the same time and having served the same number of total terms shall be determined by the member receiving the superior number of votes at the most recent election.

In any Board of Selectmen proceeding conducted in the absence of the elected Chairman and the Vice Chairman, the most senior member of the Board in attendance shall preside as acting Chairman.

#### ❖ **Removal & Vacancy of Board Officers**

The Chairman and the Vice-Chairman serve at the pleasure of the Board. As such, either may be removed from such position with a majority vote of the Board. If either the Chairman or the Vice Chairman is removed from office or resign their office, the Board will conduct another organizational meeting. The Chairman conducts an organizational meeting to replace the Vice-Chairman and the Vice-Chairman conducts an organizational meeting to replace the Chairman.

In the event of a vacancy of an office created by a vacancy on the Board itself, the minimum number of members to conduct an organizational meeting will be however many members of the Board remain in service, with three (3) being the minimum number for a quorum.

#### ❖ **Board Tradition on Elections**

While not a binding policy, it has been the tradition of the Board to appoint as Chairman and Vice-Chairman the two (2) individual Board members who would be up for re-election in the next regularly scheduled election cycle. Traditionally, of these two members, the individual with the most seniority on the Board has served as Chairman and the other as Vice-Chairman, except in the case where the senior member had already served as Chairman, in which case the junior member would serve in the Chairman or the Vice Chairman office. Whenever both members continue to serve concurrently – in three (3) years the roles would be reversed.

Further, it is also the Board's tradition, that when applicable, each member of the Board has served as Chairman at least once every six years. In the case of the member that runs alone, every three (3) years, the Board has elected that individual as Chairman. One of the two (2) members who would be up for re-election in the Spring has been voted as Vice-Chairman. In the one instance where two (2) individuals were newly elected to the Board, neither had seniority and the Board followed the nominating and election process outside of the aforementioned tradition.

## **B. Board Vacancies**

Pursuant to §3 of the Town Manager Act, when a vacancy occurs in the actual membership of the Board of Selectmen (as opposed to vacancy of the offices of Chair or Vice Chair), for any reason other than the expiration of a term, the remaining selectmen and the moderator, within thirty days after such vacancy occurs, shall appoint another selectman to fill the vacancy until the next Town Election, at which the voters shall elect a selectman for the remainder of the unexpired term. A majority of the ballots of the officers entitled to vote shall be necessary to such appointment.

## **C. Board Employees**

The Board of Selectmen is responsible for hiring and supervising the following Town Employees:

- Town Manager;
- Town Comptroller;
- Office of the Board of Selectmen staff, including the Board Administrator;
- Zoning Board of Appeals Administrator; and
- Parking Clerk.

A current job description for each of the above positions is annexed to the Handbook in Appendix Section A-1. While the hiring and supervision of all Board appointed Town Employees is firmly vested within the Board, the Selectmen as a body should utilize the professional expertise and resources of the Town Human Resources Director.

### **C-1. Appointment of the Town Manager**

The Board shall appoint the Town Manager in accordance with the Town Manager Act and will endeavor to utilize the best current practices to provide for the search for, and recruitment of Town Manager candidates.

The Board shall set the Town Manager's compensation and other material conditions of employment they deem appropriate by written contract, so long as such terms and conditions shall not be in conflict with the Town Manager Act.

## **D. Statutory Direct Board Appointments**

In accordance with §4 of the Town Manager Act and Massachusetts General Laws, the Board is vested with the authority and responsibility to directly appoint a variety of Town officials in varying contexts in part-time or seasonal capacities, traditionally considered distinct from other

Board or Town Employees. It is the policy of the Board to appoint qualified citizens representative of the Town's population to the extent possible.

A non-exhaustive list of significant Board direct appointees includes the following:

- Registrars of Voters (the Town Clerk who also serves as a Registrar, but is not appointed);
- Election Officers for the Town's 21 Precincts, including a Warden, Clerk, Inspectors, and other officers as required;
- Zoning Board of Appeals, both members and associate members;
- Arlington Cultural Council;
- Public Memorial Committee members; and
- Certain Special Police Officers as appropriate.

Further information on each of the aforementioned statutorily authorized direct appointments may be found in Appendix Section A-2. (add definition/MGL )

Town residents, private groups, and/or Town Committees, Boards, and Commissions are all welcomed to request a specific appointment before the Board, but should make such requests in writing to the Office of the Board of Selectmen setting forth the basis for such requested appointment with supporting materials, and prepare to attend a Board meeting to discuss their request. Further information on requests to the Board may be found in the sections of this document discussing agendas of the Board.

#### **D-1. Re-Appointments of Direct Appointees and Holdover Appointees.**

The Board, through its Office shall endeavor to notify in writing any presently serving direct appointees of the Board in advance of the expiration of their term of appointment. After receiving such notice, appointees are encouraged, though not required to promptly submit any information to the Board that would assist the Selectmen in determining whether re-appointment should be made or the body should seek other candidates in advance of the expiration of the relevant term.

In the event that an appointee has not resigned, been reappointed or replaced by a new appointee by the date of the expiration of his or her term, such person will be considered a holdover appointee. A holdover appointee shall continue to serve in such appointment with all the duties and responsibilities of such position remaining, but is subject to removal at anytime by vote of the Board.

## **E. Creation of and Appointments to Committees of the Board of Selectmen**

In addition to specific statutorily authorized appointments, the Board may, from time to time create committees, subcommittees, and working groups that report directly to the Board for the purpose of advising the Selectmen on specific issues. These bodies are not authorized to create or establish policy. Rather, the Board charges such bodies, specifically and/or generally with advising the Board either orally or in writing, and then acts upon recommendations of such bodies. Hence, it remains the Board's ultimate responsibility to discharge their obligations with respect to any matter referred to a committee or working group of the Board.

Moreover, work for or membership on such committees of the Board shall not be considered a "town office" for the purposes of the Town Manager Act. As such bodies do not possess authority independent of the Board, any Selectmen's membership and participation on such committees or working groups of the Board is not construed to constitute the holding of multiple offices under §9 of the Town Manager Act.

## **F. Confirmation of Appointments by Other Town Officials**

### **F-1. Town Manager Appointees**

In accordance with the Town Manager Act, Massachusetts General Laws, and Town Bylaws, the Town Manager makes appointments to certain Boards, Committees and Commissions subject to the confirmation of the Board of Selectmen, including, but not limited to the following:

- Arlington Redevelopment Board;
- Board of Health;
- Parks and Recreation Commission;
- Board of Cemetery Commissioners;
- Board of Library Trustees;
- Board of Commissioners of Trust Funds;
- Tree Warden;
- Historical Commission;
- Conservation Commission;
- Board of Directors of Youth Services;
- Disability Commission;

- Council on Aging;
- Arlington Human Rights Commission; and
- Arlington Committee on Arts and Culture.

In the interests of efficiency and providing the public the opportunity to provide effective input, for each appointment by the Town Manager to be confirmed by the Board of Selectmen, the Board requests the Town Manager proceed as follows:

1. Submit pertinent information about any appointments due to expire within sixty (60) days of such expirations;
2. Once a potential appointee has been identified, the Town Manager shall submit a letter of intent to the Board regarding any intended appointee two weeks in advance of the next regularly scheduled Board meeting; and
3. A letter requesting confirmation of an appointee will be submitted at the next regularly scheduled meeting following the letter of intent.

#### **F-2. Treasurer Appointments**

The Town Treasurer is authorized to appoint an “Assistant Treasurer,” subject to confirmation by the Board of Selectmen. G.L. c. 41 §39A. While the Assistant Treasurer is a Town Employee, for any such appointment, the Town Treasurer is requested to follow the same procedure outline for Town Manager appointments above.

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Board meetings and hearings are the primary manner in which the Selectmen as a body conduct their work, both by tradition and operation of law. This section outlines the significant policies and practices of the Board in arranging and conducting meetings and hearings.

#### **A. Notice of Meetings**

The Office of the Board of Selectmen, on behalf of the Chairman, is responsible for filing appropriate public notice of any Board meeting or hearing with the Town Clerk and post on the website at least 48 hours in advance, excluding Saturdays, Sundays and Legal Holidays. The Office of the Board of Selectmen, including the Board Administrator, shall take all steps necessary to ensure Board notices comply with requirements of the Open Meeting Law, as well as any other notice requirements germane to a given public hearing or agenda item under the laws of the Commonwealth.

Typically, notice must set forth the following information regarding any meeting or hearing:

- Date and time of meeting;
- Place of meeting; and
- A list of topics the Chair reasonably anticipates to be discussed at the meeting or hearing. (See also Agendas, set forth in §5.C below).

#### **B. Schedule & Location**

Unless otherwise set forth on meeting notices, regular meetings of the Board are held at least twice per month on Monday evenings September through June. Meetings are commenced generally at 7:15 p.m., and all business is to conclude by 11:00 p.m. unless extended by Board vote. The location of meetings unless otherwise specified in notices is in the Selectmen's Chambers on the second floor of Town Hall.

During July and August, meetings may be scheduled on a monthly basis. The Board shall not meet on days designated as legal holidays. Meetings falling on a legal holiday are cancelled or rescheduled for another date at the discretion of the Board.

#### **B-1. Hearings & Special Meetings**

Hearings (conducted separately from regular meetings) and special meetings of the Board may be scheduled at the discretion of the Board regarding any matter within their jurisdiction. Subjects of special meetings or hearings may include matters such as setting Board and Town Manager goals and objectives for the year, or warrant articles where regular meetings would not provide sufficient time to address all appropriate articles within a given Town Meeting cycle.

Any special hearings or meetings follow the normal notice procedure absent an emergency, or pertinent provisions of law setting forth further notice criteria than the Open Meeting Law.

## **B-2. Emergency Meetings**

An “Emergency Meeting” is defined by law as a sudden, generally unexpected occurrence or set of circumstances demanding immediate action. Emergency meetings of the Board may be called by the Chairman or any Member of the Board through the Board Administrator consistent with the requirements of the Open Meeting Law, which allows a meeting in special circumstances even though no notice was previously posted.

However, a notice should be posted at the earliest possible juncture; all Board members must be notified by the Board Administrator; and a majority of Selectmen must agree to convene an emergency meeting.

## **C. Agendas**

### **C -1. Responsibility**

The Chairman of the Board holds the responsibility for coordinating and planning the regular agenda utilizing digital meeting management. Each of the Members of the Board and the Town Manager may request items be placed on the agenda, but must communicate their desired agenda items both to the Chair and the Office of the Board of Selectmen. Ultimate authority over what items are to be placed on an agenda is vested in the Chair. However, any dispute with respect to agenda items requested, but not placed on an agenda, by members of the Board or the Town Manager may be raised during “new business” within a Board meeting.

The Board Administrator, after consultation with the Chairman, shall schedule a realistic time period for each appointment, interview, conference, or other scheduled item of business and shall confirm all appointments including time allotted. Further, the Chairman, in consultation with the Board Administrator and the Town Manager, shall decide the meeting date on which any given agenda item shall appear.

### **C-2. Timing**

All items, including background and reference materials for a regular meeting agenda must be submitted to the Office of the Board of Selectmen by twelve noon on the Wednesday preceding the meeting so an agenda may be posted in a timely fashion.

Items of emergency or strictly routine nature that develop after closing of the agenda may be considered under “new business.” However, persons seeking action or approval from the Board such as license and permit applicants are advised that the Selectmen will not ordinarily place untimely requests on the agenda due to lack of diligence by such applicants.

Moreover, to the extent feasible, the Office of the Board of Selectmen shall provide a revised agenda enumerating emergency or other authorized items added after the closing of the agenda, in advance of the meeting.

### **C-3. Format and Content**

Agenda items will appear in a Board approved format. See Sample Agenda attached in Appendix Section A-3. An agenda item should be followed by the name of the person or board or committee requesting the item to be placed on the agenda.

### **C-4. Release and Distribution of Agenda Materials**

For regular meetings the complete agenda with supporting materials (unless unavailable) shall be available to the public and the press at the Selectmen's office or on the website no later than noon Friday before the meeting date and shall be posted on the Town's website that same day. Similarly, the official weekly agenda will be available to the Selectmen, the Town Manager, and Town Counsel on Thursday evening. All supporting materials (unless unavailable) including copies of the minutes and all important correspondence, reports and other pertinent background materials shall be electronically accessible to the Members of the Board, the Town Manager, and Town Counsel with the agenda.

The special meetings of the Board shall conform insofar as practical to the agenda for the regular Monday meetings. Distribution shall be as outlined above to the extent possible.

Additional copies of the agenda shall be available in sufficient quantity to distribute to those requesting a copy and to the people in attendance at the meetings.

### **C-5. Notification of Interested Parties**

The Office of the Board of Selectmen shall notify persons who are directly involved in the issues to be discussed by the Board of Selectmen. This shall include items requested by the Town Manager.

## **D. Meeting and Hearing Procedures**

Meetings are to be conducted in accordance with generally accepted rules of parliamentary procedure. It is the Board's practice that application of such procedure be on a relatively informal basis, due to the size of the group and the desirability of flexibility in the expression of opinion. Robert's Rule of Order is used as a guide in matters requiring clarification or definition.

A quorum shall consist of three members of the Board. As a practical courtesy, action on critical or controversial matters, the adoption of policies or the making of critical appointments shall be taken whenever practicable only when the full Board is in attendance.

Actions and decisions shall be by motion, second and vote. Split vote will be identified by name. When only three members of the Board are present or in the case of nominations, no second will be required prior to Board action.

#### **D-1. Remote Participation**

The Board approves the use of remote participation by Members of the Board within the bounds allowed by the Open Meeting Law. All votes taken when any Selectman participates remotely shall be conducted by roll call vote.

#### **E. Citizen Participation at Board of Selectmen Meetings**

Unless directly involved in a public agenda item or within a hearing, citizens may only participate at a regular Board meeting at the discretion of the Chairman, or upon request of any member of the Board.

A Public Comment or “Citizens Open Forum” period will be scheduled at each meeting to hear concerns of the general public (some exclusions may apply). Citizens are welcome to raise new issues for future board agendas, identify community problems, and comment on past, present or future board agendas.

The issues raised will not typically be debated at such time.

Further Citizen’s Open Forum shall be conducted under the following rules:

1. Persons wishing to participate in Citizens Open Forum should sign up to speak on an appropriate Forum List prior to the commencement of the meeting and will generally be recognized in order;
2. There will be no vote or other actions by Board members based on Forum public comments;
3. Each speaker may speak only once for a maximum of three (3) minutes;
4. As noted by the Attorney General’s Office, each speaker must first be recognized by the Chair before speaking;
5. Before speaking participants should state their name, address, and if known, precinct; and
6. All speakers will adhere to our commonly agreed upon standard of civility, specifically:
  - a) treat others with respect;
  - b) avoid personalities, refraining from disparaging remarks about any person or group, including employees; and

- c) refrain from any conduct which substantively disrupts the Board's ability to conduct business.

Additionally, members of the public may present the Board with materials in support of their comments. However, presentation of audiovisual materials will only be allowed at the discretion of the Chair and must be provided to the Office of the Board of Selectmen by twelve noon on the Wednesday prior to the meeting.

### **E-1. Public Recording of Meetings**

Board of Selectmen Meetings are broadcast and recorded by Arlington Community Media, Inc., which provides members of the public free access to such recordings. However, audio and video recordings of meetings by members of the public are permitted under State Law so long as such recording does not interfere with the conduct of the meeting. By law, the Chairman must be notified by any member of the public of their intention to record a meeting before the meeting commences. The Chair shall announce any such personal recordings as proscribed by law.

### **F. Executive Session**

If practicable, Executive Sessions, other than a few minutes in duration, will be scheduled only at the end of the Open Meeting. Only items clearly allowed under the Open Meeting Law shall be included in Executive Session. An Executive Session shall not be held unless the Board has first convened in Open Session for which notice has been given. However, nothing herein shall restrict the Board from entering Executive Session at any time for any lawful purpose not previously reasonably anticipated by the Chair. A majority of the members must vote to go into Executive Session and the vote of each member must be by roll call recorded in the minutes. The mover must specify in the Open Meeting the grounds on which Executive Session is sought. Before the Executive Session, the Chairman must state whether or not the Board will reconvene in Open Session.

- Executive Session Votes

All votes taken in Executive Session shall be recorded roll call votes made part of the records of the Executive Session.

- Executive Session Records

The Board must maintain accurate records of both Open Meetings and Executive Session. At a minimum, the records must set forth "the date, time, place, members present or absent and action taken." Executive Session records shall remain confidential only "so long as the publication may defeat the lawful purpose of the Executive Session, but no longer." Thereafter they shall be open to the public. As such, the Board should periodically review its executive session minutes every three (3) months and vote to maintain confidentiality or release such records for public review following recommendations by Town Counsel.

## **G. Minutes**

The Board Administrator shall draft minutes and shall distribute such minutes to the Board. Minutes are circulated to the Board on or before any Friday preceding a regular meeting for approval at such next regular meeting of the Board.

On request of any Selectman, approval of minutes submitted shall be postponed for one week to enable such Selectman to propose and circulate proposed amendments. Proposed amendments must be circulated to each member not later than the Friday preceding the meeting at which approval is sought.

Minor typographical corrections may be made with respect to minutes otherwise in order for approval, without advance circulation of such corrections or Board approval.

Minutes shall contain a statement of all actions taken by the Board and of the disposition of all proposals for action. Discussions preceding action need not be detailed in the minutes.

Approved minutes shall be recorded and filed consistent with Town Bylaws and Massachusetts Public Records Laws. Minutes of executive sessions shall be separately kept and recorded in accordance with the above procedures.

## **H. Electronic Communications**

Electronic communications provide a powerful and efficient resource for Board members' communication. However, e-mail also poses risks of both perceived and actual Open Meeting Law violations. Accordingly, in keeping with the best current practices in government transparency and Open Meeting Law compliance, Selectmen should endeavor to:

- Refrain from any electronic communication exchanges between a quorum of members of the Board regarding Town business;
- Limit electronic communication exchanges between any members to discussion of procedural items regarding agendas and scheduling, etc.; and
- Refrain from debating policy or conveying opinions on matters before the Board via electronic communication among members of the Board whether or not among a quorum of members.

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Town Meeting is the historic form of government for towns throughout the Commonwealth. Arlington has adopted a “representative” form of town meeting pursuant to G.L. c. 43A, in which 252 elected citizens of the Town from 21 precincts serve as Arlington’s legislative body. The Board of Selectmen serve many important functions in the Town Meeting process – opening the warrant, holding substantive hearings on proposed warrant articles to be considered at Town Meeting, and ultimately participating in Town Meeting to present the Board’s recommendations.

#### **A. The Warrant**

For the annual Town Meeting, the meeting cycle begins in December with the opening of the “Town Warrant,” which is the instrument for calling a Town Meeting and must contain a list of all items to be acted upon at Town Meeting with reasonable specificity. Pursuant to Title I, Article 1 §2 of the Town Bylaws, the Town Warrant for annual meetings opens no later than the first week of December, and closes no earlier than the last Friday of the following January. The Board must post due notice of the opening and the closing of the Warrant consistent with the laws of the Commonwealth and the Town Bylaws. Further, all articles to be included are managed by the Selectmen. Hence each article, regardless of its proponent must be submitted in writing and electronically to the Office of the Board of Selectmen before the closing of the Warrant. There are three means by which articles may be submitted:

1. The Board of Selectmen place an article on the Warrant by vote.
2. The Town Manager, an official Town board, commission, committee, or department head requests placement of an article on the Warrant. These requests are honored as a courtesy and do not reflect the Board’s position on the article itself.
3. Ten Registered Voters submit an article by petition. Registered voters are required to sign the petition by hand and each signature must be accompanied by an address.

Citizen proponents of warrant articles should, as a precaution, obtain more than ten signatures of registered voters supporting their petition. Further, citizens are strongly encouraged to contact Town Counsel in a timely fashion in order to ensure their proposed articles seek action within Town Meeting’s authority, are provided to appropriate Town bodies for hearings, and are in best practicable form.

Following the closing of the Warrant in January, the Selectmen arrange the format and order of the Warrant articles. The Board may receive input from other Town bodies and officials, but ultimate discretion remains vested with the Selectmen.

As a final note, some articles placed on the Warrant under the Selectmen’s jurisdiction may require extra considerations, such as notice to owners of real property in instances of eminent domain takings. In such instances, the Office of the Board of Selectmen is charged with providing notice or taking other extra measures as may be required.

## **B. Warrant Hearings & Report of the Board of Selectmen**

After the close of the Warrant, the Board of Selectmen conducts hearings on warrant articles within their jurisdiction. Matters within the Board's jurisdiction are generally any article not subject to review by the Finance Committee (articles seeking appropriations of funds) or the Arlington Redevelopment Board (zoning articles).

Board Warrant Article Hearings may be conducted as a part of regular meetings of the Selectmen, or as special meetings, but generally follow the same procedures and rules set forth in Chapter 5.

The objective of Board Warrant Article Hearings is to develop recommendations of the Board on each article before it by majority vote, to be set forth with the comments in the Report of the Board of Selectmen in advance of Town Meeting. Proponents of articles under the Board's jurisdiction should attend and be prepared to present arguments in favor of their article at the appointed hearing. Failure to present at the Board Warrant Article Hearing deprives the Board and the Town the opportunity to fully examine and debate the issues to be advanced by the proposed article. As such, absent good cause shown, the Board will not recommend positive action on any article which fails to be presented at its appointed Board Warrant Article Hearing regardless of the substance of such articles.

Where the Board supports taking some action contemplated by an article, regardless of how it appears before the Board, the Selectmen, with assistance of Town Counsel, shall develop a motion for Town Meeting to take a specific action. Where the Board opposes an article, it will recommend a vote of "no action" to Town Meeting in its report. While respecting Town Meeting's prerogative, the Board especially urges the Moderator and Town Meeting Members to procedurally and substantively support "no action" recommendations in such instances where article proponents fail to present at the appropriate Board Warrant Article Hearing and thus leave the details of their proposal to be presented for the first time on Town Meeting floor.

## **C. Town Elections**

Generally held on the first Saturday of April, the Town Election is called by the Selectmen, and serves to elect Town officers including Town Meeting Members, as well as place appropriate ballot questions to the voters. See Town Bylaws, Title I, Article 1, §1. Town Elections are technically part of the annual Town Meeting, but no other substantive business, such as actions on warrant articles are taken at such time as Town Meeting Members have yet to be determined until polls are closed and votes counted.

Both polling hours and locations are designated by the Board of Selectmen. Polling has generally opened at 8:00 a.m. and closed at 8:00 p.m.

Election officers working the polls are appointed in accordance with G.L. c. 54 §12 and include the following for each precinct:

- Warden
- Clerk
- Inspectors
- Tellers (known as “reliefs”).

#### **D. Town Meeting**

The legislative business of Town Meeting is convened at a time and place designated by the Selectmen, usually on the fourth Monday in April for consideration of all articles in the Warrant, except election. See Town Bylaws, Title I, Art. 1 §1.

Town Meeting has been historically held at Town Hall, starting at 8:00 p.m. with adjourned meetings held on the following Wednesdays and Mondays, or as otherwise voted by Town Meeting, until the conclusion of all business.

The Town Moderator calls Town Meeting to order, and generally presides over Town Meeting. The Chairman of the Board of Selectmen is the spokesman for the Board at Town Meeting and presents the Board’s positions as voted in the majority and codified in the Report of the Board of Selectmen. The Chairman may however designate any other member of the Board to speak on the Selectmen’s behalf, and it is the position of the Board that individual Selectmen should have the privilege to be recognized by the Moderator at Town Meeting regardless of their status as Town Meeting members.

Further information on the conduct of Town Meeting may be found throughout Town Bylaws, Title I, Article 1.

#### **E. Special Town Meeting**

Special Town Meetings are those meetings of the Town’s legislative body outside of the schedule and cycle for the annual Town Meeting. A Special Town Meeting may be called at the discretion of the Selectmen and the call is also issued by a Special Town Meeting Warrant.

A Special Town Meeting must be called by the Selectmen upon petition of 200 registered voters within forty-five (45) days of receipt of said petition.

The Warrant for a Special Town Meeting must be posted for notice in accordance with all legal requirements. The time and place of the meeting is determined by the Selectmen. The Warrant is also usually kept open for one business day.

Finally, it should be noted that for any Special Town Meeting, articles by citizen petition must be submitted with the signatures and addresses of one hundred (100) registered voters rather than then ten (10) required for the annual Town Meeting. However, in nearly all other respects, Special Town Meeting functions with the same procedures as the regular annual Town Meeting.

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Detailed license and permit policies and requirements are set forth in the Selectmen's License & Permit Policy Manual, available in the Selectmen's Office. The following fee amounts have been approved by Town Meeting (Title IX, Article 3, § 6 of the Town Bylaws) or are otherwise authorized by the General Laws and/or approved by the Board:

#### LICENSES

\*All Alcohol Package Store License (5)

All Alcohol Restaurant License (15)

Wine & Malt Beverages Only License (15)

All Alcohol Club License (7)

Special Alcohol License (varies)

Theatre License (1)

Automatic Amusement License (5)

Cable Television License (3)

Contractor Drainlayer License (53)

Common Victualler License (75)

Food Vendor License – Take Out Only (26)

Fortune Teller License (0)

Class I Auto Dealer License (new cars) (3)

Class II Auto Dealer License (used cars) (18)

\*Class II Auctioneer License (5)

Lodging House/Inn Holder License (5)

Public Entertainment License (10)

Secondhand Dealer License (2)

\*Taxi Cab License (42)

*\*No more licenses available at this time*

#### PERMITS

Awning/Sign Permit (12)

Block Party Permit (varies)

Café/Outside Seating Permit (8)

Parking Exception Permit (varies)

Street Performance/Special Event Permit (varies)

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The Board of Selectmen serves as the Local Licensing Authority (“LLA”) under state law and Alcohol Beverages Control Commission (“ABCC”) regulations, and is authorized by special legislation to issue the following types of non-transferable alcohol licenses:

- Restaurant Liquor Licenses, which permit service of alcoholic beverages on site within food-serving (Com Vic) licensed Arlington establishments:
  - 15 “All Alcohol Licenses,” in restaurants with fifty (50) or more seats (15/15 issued); and
  - Unlimited “Wine & Malt Only” Licenses (32 issued);
- 5 Package Store Licenses for all alcohol, which permit the operation of liquor stores in Arlington (5/5 issued);
- One Day/Special Licenses (both “All Alcohol” and “Wine & Malt Only,” which are generally for special, limited-time events;
- Theatre Licenses (Wine & Malt Only) for private premises with a minimum of 100 seat capacity, which permit beer and wine in Arlington theatres (1 issued);
- “All Alcohol” Clubs Licenses, which permit alcohol service at Arlington clubs (5 issued); and
- Farmers Market (“Wine & Malt Only”) Licenses, which permit the sale and limited sample pouring for approved agricultural events such as appropriate farmers markets (3 issued).

For each of the above-listed licenses, there is a separate application process and detailed policy set forth in the Selectmen’s License & Permit Manual. However the following general policies and guidelines apply to all alcohol licenses in Arlington.

#### **A. General Statement of Policy**

The Board also intends that all service and consumption of alcohol in the Town of Arlington be done responsibly and in conformance with all legal requirements. In service of these goals, as previously noted, licenses will be issued under the Policies, Rules, and Regulations specific to each type of license as set forth in the License & Permit Manual.

## **B. Timing & ABCC Approvals**

As a general matter, interested parties should begin the process of applying for any alcohol license with obtaining the appropriate application forms from the ABCC available at: [WWW.MASS.GOV/ABCC](http://WWW.MASS.GOV/ABCC)

The Office of the Board of Selectmen will assist applicants to the extent feasible, but a *fully completed package must be received* in order for any license application to be placed on the Board's agenda. Applicants should allow *8-12 weeks* from the submission of a complete package for the Board to process and approve any license, and for the ABCC to confirm same. Applicants are reminded that a Selectmen-approved license is not valid until the ABCC confirms same.

## **C. Safeguards & Penalties**

Applicants and license holders are encouraged, train staff in alcohol service safety programs. Applicants who certify that they have received such training may be eligible for a discounted license fee.

Violations of laws, regulations or Board policies regarding alcohol licenses may result in suspension, revocation, or denials of future licenses by the Board of Selectmen, the ABCC, or both, as well as other civil or criminal penalties where appropriate.

## **D. Changes to Licenses**

License-holders are required to update their license with the Board and the ABCC. Questions about changes to licenses should be directed to the Office of the Board of Selectmen.

## **E. Alcohol Policy Changes**

Persons seeking any change to alcohol policies should contact the Office of the Board of Selectmen and Town Counsel.

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The Board of Selectmen serve as the primary regulatory authority over streets throughout Arlington, including establishing Traffic Rules and Orders, regulating all public parking, and serving as the custodian of public ways, sidewalks and their appurtenant fixtures, such as islands, benches, and streetlight poles.

#### **A. Public Ways**

Public Ways are those streets in Arlington which were laid out and accepted by the Board of Survey or other appropriate authority. The Selectmen no longer act as the Board of Survey, but maintain a wide range of responsibilities relative to traffic rules, parking, permits, licenses, approvals, and enforcement of regulations on the use and maintenance of public ways. See e.g., G.L. c. 40 sec. 22 (traffic rules and orders), Title III of the Town By-Laws (Public & Private Ways). These duties and responsibilities include, but are not limited to:

- Promulgating Traffic Rules and Orders;
- Establishing parking policies and regulations;
- Permitting uses of Public Ways such as outdoor seating for cafes and restaurants, street performances, posting of temporary notices/signage;
- Setting and enforcing waste and snow removal responsibilities; and
- Setting and enforcing Minuteman Bikeway hours in Arlington.

##### **A-1. Traffic Rules & Orders, Parking, and Advisory Committees**

It is the policy of this Board to establish Traffic Rules and Orders, which manage the wide range of traffic, transportation, and parking concerns and perspectives in Arlington, principally to ensure public safety and accessibility, but also to reasonably balance other important, (and sometimes competing) community goals.

To this end, the Selectmen will continue to be responsive to resident input, but also employ the expertise of the Parking Committee and Transportation Advisory Committee to carefully study and make recommendations on appropriate issues.

Traffic Rules & Orders and the Board's Parking Policies and Regulations may be found on the Town's website or through the Selectmen's Office.

## **A-2. Use of Public Ways and Fixtures for Publicity & Promotion**

As the custodian of public ways and certain fixtures, such as streetlight poles, the Board permits temporary posting or installation of notices, signs, or banners to publicize upcoming events or to designate or promote the unique commercial, historic, or cultural character or status of an area or district within the Town.

Interested parties should contact the Selectmen's Office for further information and ensure that notices, signs, or banners posted on any Town-owned fixture or property comply with all relevant Zoning and Town bylaws as well as other policies of this Board.

## **B. Private Ways**

So called "private ways" primarily consist of streets which were laid out by a public authority but never accepted as a public way.<sup>2</sup> Abutting landowners have shared property interests in private ways and the general responsibility to maintain them, but must allow the public a right of access over such ways.

### **B-1. Betterments.**

Pursuant to G.L. c. 40 § 6N, the Town has adopted a bylaw by which abutters may petition the Selectmen for repairs to private ways (Title III, Art. 3), commonly known as "betterments." Interested residents should contact the Selectmen's Office for a betterment packet detailing the process, costs, and limitations of betterment orders.

## **C. Public Utilities**

In its capacity as Arlington's Board of Public Works and Water and Sewer Commissioners, the Selectmen hear requests by public utilities for permissions to access and excavate the streets for appropriate purposes, as well as overseeing other important public utility matters such as removal of double utility poles in Arlington. This Board understands and appreciates the needs of utilities to maintain and upgrade their infrastructure, as well as to respond to emergencies for the safety and service benefit of Town residents. However, we strongly encourage public utility representatives to coordinate projects and information both within their own parent companies (for instance, to be prepared to address a broad range of questions and concerns when before the Board), and with the Department of Public Works' regarding their roadway improvement projects in the interests of maximizing the Town's investment in roadway infrastructure and minimizing disruptions to residents.

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<sup>2</sup> The majority of "private ways" in Arlington are more precisely defined as "statutory private ways," and distinct from the less common "true private ways," which were never laid out by a public authority.

# Appendix Section A-1

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## **BOARD ADMINISTRATOR**

### **Definition**

Administrative and professional work assisting the Board of Selectmen to discharge the duties of the office; all other related work, as required.

### **Supervision**

Works under the administrative direction of the Chairperson of the Board of Selectmen, in accordance with general instructions and requiring the ability to plan and perform duties independently.

Performs a variety of administrative and professional duties, requiring a thorough knowledge of town operations and the exercise of considerable judgment and initiative in responding to inquiries, particularly in situations not clearly defined by precedent or established procedures.

### **Supervisory Responsibilities**

Supervises two full-time employees.

### **Work Environment**

Work is performed under typical office conditions; work environment is moderately quiet. Employee is frequently required to work outside of normal schedule. Work fluctuates as a result of Town Meetings, town elections, Town Day and other events; however, these variations in work can generally be scheduled.

The employee operates standard office equipment.

Duties are primarily devoted to public contact; employee has frequent contact with the general public, Board of Selectmen, Town Manager, other town departments, and various local organizations. Contacts require courtesy and discretion; contact is in person, by telephone, and in writing.

The employee has access to town-wide confidential information, such as personnel records, law suits, and criminal investigations.

Errors could result in significant delay or loss of services, adverse public relations, legal repercussions and monetary loss.

### **Essential Duties and Responsibilities**

*The essential functions or duties listed below are intended only as illustrations of the various types of work that may be performed. The omission of specific statements of duties does not exclude them from the position if the work is similar, related, or a logical assignment to the position.*

Prepares agendas and information packets for the Board of Selectmen; prepares the minutes for meetings of the Board of Selectmen, ensuring accuracy and that minutes reflect the true nature of issues discussed.

Prepares the Annual Town Meeting Warrant; provides draft copies of the warrant to Town Meeting members, as well as hearing schedules; prepares the Selectmen's Report to the Town Meeting, which records votes of the Board of Selectmen on each warrant article; ensures that the report is distributed to Town Meeting members.

Keeps the Board of Selectmen informed concerning the daily operations of the town, by discussing matters by telephone, sending e-mails and routing copies of letters to members of the Board; sets up hearings; responds to specific information requests of the Board.

Investigates and follows up on complaints and concerns which have come into the Selectmen's office; monitors spending of the office; oversees the operations of the office; maintains liaison with the Office of Town Manager.

Coordinates requirements and procedures relating to public hearings and licensing matters which are under the jurisdiction of the Board of Selectmen.

Supervises and advises staff on handling issues and assists staff to ensure duties are effectively performed.

Attends meetings of the Board of Selectmen and follows up on the directives of the Board of Selectmen.

Performs other similar or related duties, as required or as situation dictates.

### **Recommended Minimum Qualifications**

#### **Education and Experience**

Bachelor's Degree in a related field; three to five years of public administration experience; municipal experience desirable; experience dealing with the public strongly preferred; or an equivalent combination of education and experience.

#### **Knowledge, Ability and Skill**

Thorough knowledge of municipal and state government and office practices and procedures. Knowledge of the political context of local government.

Ability to interact tactfully and appropriately with the general public and town departments. Ability to work effectively under time constraints to meet deadlines. Ability to be diplomatic and recognize the sensitivity of issues. Ability to establish priorities and recognize potential problems and sensitive matters.

Skill in the use of computer applications, including word processing and spreadsheets. Skill in organizing information and statistical records. Supervisory skills. Interpersonal skills.

#### **Physical Requirements**

Minimal physical effort is required to perform duties under typical office conditions. The employee is frequently required to sit, speak and hear. Vision requirements include the ability to read routine and complex documents and use a computer.

## **ADMINISTRATIVE ASSISTANT - BOARD OF SELECTMEN**

### **Definition**

Responsible administrative, supervisory and customer service work, supporting the operations of the Board of Selectmen; all other related work, as required.

### **Supervision**

Works under the general supervision of the Board Administrator, in accordance with established methods and procedures.

Works independently to perform a variety of duties following specialized rules and procedures; limited issues requiring clarification are referred to the supervisor.

### **Work Environment**

Performs work under typical office conditions. The volume of work is subject to cyclic fluctuations as a result of special events, license renewal deadlines, elections, and preparation for meetings of the Board of Selectmen.

The employee operates standard office equipment.

Performance of duties requires interaction with other town departments, such as Town Clerk, Assessors, Planning Department, Police and Fire Departments and inspection departments and others, as well as outside agencies; responds to inquiries in person, by telephone, e-mail, and mail.

The employee has frequent contact with agitated and occasionally hostile residents or business contacts.

The employee has access to executive session minutes and criminal investigations.

Errors could result in delay of service or monetary loss or legal repercussions.

### **Essential Duties and Responsibilities**

*The essential functions or duties listed below are intended only as illustrations of the various types of work that may be performed. The omission of specific statements of duties does not exclude them from the position if the work is similar, related, or a logical assignment to the position.*

Organizes the agenda and reference materials for Selectmen's meetings; uploads meeting content into digital software system; contacts town departments and communicates with individuals pertinent to agendas (residents, utilities, businesses); composes letters and reports; files and performs other administrative functions.

Undertakes follow-up of agenda items, as required, such as preparing letters of appointment and reappointment to boards and commissions, issuance of contract/drain layer licenses, and letters to utility companies approving or disapproving petitions.

Provides administrative support to comply with Public Record Requests and Open Meeting Law requirements; posts agendas, meeting notices and minutes for Board of Selectmen and subcommittee

Answers telephones and greets visitors; answers questions and directs persons to proper offices and departments; participates in other programs organized and delivered by the Board of Selectmen. Responds to departmental inquiries made through the Town's Request/Answer Center.

Develops and maintains a database of guidelines and procedures and frequently asked questions for use by staff in the office of the Selectmen.

Daily photocopies and scans in-coming correspondence for Selectmen's packets; maintains filing system; prepares town meeting book with warrant articles; serves as primary contact for election workers, notifies precinct workers by correspondence and telephone regarding elections and recruits precinct workers, as necessary.

Oversees and administers payroll of election workers. Supports the preparation of town election warrants; ensures proper posting in conformance with Town Bylaws.

Prepares Board of Selectmen Proclamations. Processes one-day liquor licenses in coordination with Community Safety.

*Assists with special projects and events sponsored by the Board of Selectmen.*

*Assists in coordinating Town Day; performs a variety of tasks associated with Town Day.*

Performs similar or related work as directed, required, or as situation dictates.

## **Recommended Minimum Qualifications**

### **Education and Experience**

Associates Degree; advanced training in administrative skills; two to three years of office experience; or an equivalent combination of education and experience.

### **Knowledge, Ability and Skill**

Knowledge of office practices and procedures and municipal government.

Ability to work independently, organize time and accomplish tasks with accuracy and attention to detail. Ability to maintain records. Ability to communicate effectively verbally and in writing. Ability to organize administrative projects. Ability to work with frequent interruptions while maintaining a strong attention to detail.

Excellent computer skills, including word processing and spreadsheets. Communication and organizational skills.

### **Physical Requirements**

Minimal physical effort is required to perform duties under typical office conditions. The employee is frequently required to sit, speak, hear, and use hands to operate equipment. Vision requirements include the ability to read routine and complex documents and use a computer.

## **PRINCIPAL CLERK - BOARD OF SELECTMEN**

### **Definition**

Responsible administrative and office duties, supporting the operations of the Board of Selectmen; all other related work, as required.

### **Supervision**

Works under the general supervision of the Board Administrator, in accordance with established methods and procedures.

Works independently to perform a variety of duties following specialized rules and procedures; issues requiring clarification are referred to the supervisor.

### **Work Environment**

Performs work under typical office conditions. The volume of work is subject to cyclic fluctuations as a result of special events, license renewal deadlines, elections, and preparation for meetings of the Board of Selectmen.

The employee operates standard office equipment.

Performance of duties requires interaction with other town departments, such as Town Clerk, Assessors, Planning Department, Police and Fire Departments and inspection departments and others, as well as outside agencies; responds to inquiries in person, by telephone, e-mail, and mail.

The employee has access to executive session minutes and criminal investigations.

Errors could result in delay of service or monetary loss or legal repercussions.

### **Essential Duties and Responsibilities**

*The essential functions or duties listed below are intended only as illustrations of the various types of work that may be performed. The omission of specific statements of duties does not exclude them from the position if the work is similar, related, or a logical assignment to the position.*

Assists in organizing the agenda and reference materials for Selectmen's meetings; uploads meeting content into digital software system; contacts town departments and communicates with individuals pertinent to agendas (residents, utilities, businesses); composes letters and reports; files and performs other administrative functions.

Undertakes follow-up of agenda items, as required, such as preparing letters of appointment and reappointment to boards and commissions, issuance of contract/drain layer licenses, and letters to utility companies approving or disapproving petitions.

Provides administrative support to comply with Public Record Requests and Open Meeting Law requirements; posts agendas, meeting notices and minutes for Board of Selectmen and subcommittees.

Answers telephones and greets visitors; answers questions and directs persons to proper offices and departments; participates in other programs organized and delivered by the Board of Selectmen.

Develops and maintains a database of guidelines and procedures and frequently asked questions for use by staff in the office of the Selectmen.

Performs department deposits in conformance with Treasurer guidelines.

Processes in-coming mail for Selectmen's packets; maintains electronic and hardcopy filing system; prepares town meeting book with warrant articles; notifies precinct workers by correspondence and telephone regarding elections and recruits precinct workers, as necessary.

*Assists in coordinating Town Day; performs a variety of tasks associated with Town Day including electronic applications and spreadsheets.*

*Assists in coordinating Town Day; performs a variety of tasks associated with Town Day.*

*Performs similar or related work as directed, required, or as situation dictates.*

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### **Recommended Minimum Qualifications**

#### **Education and Experience**

High school diploma; advanced training in secretarial skills; two to three years of office experience; or an equivalent combination of education and experience.

#### **Knowledge, Ability and Skill**

Knowledge of office practices and procedures and municipal government.

Ability to work independently, organize time and accomplish tasks with accuracy and attention to detail. Ability to maintain records. Ability to communicate effectively verbally and in writing. Ability to organize administrative projects.

Excellent computer skills, including word processing and spreadsheets. Communication and organizational skills. Familiarity with MUNIS desirable.

#### **Physical Requirements**

Minimal physical effort is required to perform duties under typical office conditions. The employee is frequently required to sit, speak, hear, and use hands to operate equipment. Vision requirements include the ability to read routine and complex documents and use a computer.

*This job description does not constitute an employment agreement between the employer and employee, and is subject to change by the employer, as the needs of the employer and requirements of the job change.*

## **PRINCIPAL CLERK AND SECRETARY - ZONING BOARD OF APPEALS**

### **Definition**

Skilled administrative and secretarial work supporting the operations and activities of the Zoning Board of appeals and the Inspections Division; all other related work, as required.

### **Supervision**

Works under general supervision, in accordance with established methods and procedures.

Performs a variety of responsible duties pertaining to an extensive body of specialized rules, regulations and procedures, unusual situations are referred to the supervisor.

### **Work Environment**

Performs work under typical office conditions. The volume of work is subject to seasonal fluctuations; attends two evening meetings per month.

The employee operates standard office equipment.

Performance of duties requires regular interaction with the public and town departments, in person and by telephone.

Administrative errors could result in legal repercussions.

### **Essential Duties and Responsibilities**

*The essential functions or duties listed below are intended only as illustrations of the various types of work that may be performed. The omission of specific statements of duties does not exclude them from the position if the work is similar, related, or a logical assignment to the position.*

Coordinates and schedules meetings of the Zoning Board of Appeals; contacts members to assure their attendance; provides all documentation necessary for the meetings.

Explains the hearing procedure to possible petitioners; answers questions of abutters and other interested parties.

Provides necessary information pertaining to upcoming hearings to other town departments, such as the planning department and town clerk, including legal notice, application, building plans and plot plans.

Develops lists of abutters from assessors' information and provides abutters with legal notices, by mail.

Sends and confirms receipt of legal notices to the newspaper.

Answers phone calls for the Inspections Division; provides responses or makes referrals, as appropriate.

Assists in providing general office support to the Building Department including answering phones, taking messages and assisting customers at the counter. Process payment of all bills for Zoning Board of Appeals and Inspections Division; maintains records.

Takes applications for building, plumbing, gas and wiring permits; issues permits, as appropriate.

## **Recommended Minimum Qualifications**

### **Education and Experience**

High school diploma; training in secretarial skills; two years of responsible administrative experience; or an equivalent combination of education and experience.

Valid Massachusetts Driver's license.

### **Knowledge, Ability and Skill**

Knowledge of office practices and procedures and department programs and operations.

Ability to work independently, organize time and accomplish tasks with accuracy and attention to detail. Ability to understand specialized laws and regulations. Ability to communicate effectively verbally (to speak clearly and be understood) and in writing with the public.

Excellent secretarial and computer skills, including Microsoft Office, MUNIS, and First Class Client. Ability to speak clearly and be understood; ability to explain rules and regulations to customers in courteous effective manner. Ability maintain and develop filing systems to allow for easy access to information.

### **Physical Requirements**

Duties are performed under typical office conditions. The employee is frequently required to sit, speak, hear, use hands to operate equipment, and lift boxes of records and permits weighing up to 30 pounds. Vision requirements include the ability to read routine documents and use a computer. Ability to quickly and efficiently travel from location to location within Town.

*This job description does not constitute an employment agreement between the employer and employee, and is subject to change by the employer, as the needs of the employer and requirements of the job change.*

## **COMPTROLLER**

### **Definition**

The Comptroller has responsible fiscal and general management responsibilities developing and maintaining financial records and controlling cash flow of all town funds, preparing and reviewing budgetary materials, exercising budget control and serving as the municipal expert in the MUNIS accounting system; all other related work, as required.

### **Supervision**

Works under the administrative direction of the Board of Selectmen, in accordance with applicable Massachusetts General Laws, town bylaws and established standards. The incumbent will be expected to report to the Board of Selectmen upon request in regard to financial matters of the Town, including but not limited to, year to date budget reports, financial statements, and audit related documents. The incumbent will also be subject to an annual performance review by the Board of Selectmen.

Performs a variety of complex and highly responsible duties requiring extensive judgment and initiative in planning, organizing, and directing the town's finances, as well as ensuring that all municipal transactions conform to law and sound municipal accounting practice.

### **Supervisory Responsibilities**

Directly supervises full-time (currently four) employees, in addition to indirect supervision of full-time and part-time employees.

### **Work Environment**

Work is performed under typical office conditions; work environment is quiet. The workload is subject to seasonal fluctuations, as well as unplanned events. The employee is required to respond to equipment-related emergencies. The employee is frequently required to attend evening meetings and meetings outside of normal business hours.

The employee operates standard office equipment and computers.

The employee has contact with town employees, town meeting members, committee members and vendors and minimal contact with the general public. Contact is by primarily telephone or e-mail.

The employee has access to department-related confidential information, including personnel files, bid documents, law suits, criminal investigations and collective bargaining negotiations.

Errors could result in delay or loss of service, monetary loss, and legal repercussions.

### **Essential Duties and Responsibilities**

*The essential functions or duties listed below are intended only as illustrations of the various types of work that may be performed. The omission of specific statements of duties does not exclude them from the position if the work is similar, related, or a logical assignment to the position.*

Works cooperatively with the Town Manager, Deputy Town Manager, School Chief Financial Officer, and other Town and School financial officials in the day to day management of Town and School finances.

Manages the daily operation of the Comptroller's office, including supervision of professional and administrative staff; disciplines and evaluates the performance of staff; provides training to staff to ensure maximum efficiency.

Reviews and approves bills, drafts, purchase orders and payroll to ensure proper calculations, correct appropriation charges in accordance with town meeting votes, and ensure against fraudulent, unlawful or excessive payments; verifies and draws warrants upon town treasury for payment.

Oversees and maintains a complete set of records of account appropriations, expenditures, revenues, assessments and abatements according to statutes, bylaws and regulations; maintains storage of documents in accordance with record retention laws; examines and retains custody of all town contractual agreements; maintains a register of surety bonds of indemnity turned over to the town and maintains debt management records; maintains current knowledge of all related laws and regulations.

Prepares and distributes recurrent or special reports to comply with administrative orders, federal and state grants, and similar requirements.

Coordinates the annual municipal audit.

Provides guidance to all town departments and agencies on operation procedures in financial management; briefs responsible officials on proper submittal of bills and invoices; provides town officials with periodic balances in appropriation and other accounts. Works closely with financial leadership of the Town in the Tax Recapitulation process including preparation of all appropriation and fund balance information.

Develops budget classification systems and provides assistance to department heads and other agencies in preparing annual budget requests and salary projections; provides assistance on proper budgetary controls, including furnishing current data.

In cooperation with other Town Departments manages all town/school telecommunications equipment to ensure reliable and up-to-date service. Works cooperatively with the Chief Information Officer in the investigation, development and transition to new telecommunications technologies.

Serves as an ex-officio member of the Contributory Retirement System Board.

Serves on the Capital Planning Committee and other committees as required.

Performs other similar or related duties, as required or as situation dictates.

### **Recommended Minimum Qualifications**

#### **Education and Experience**

Bachelor's Degree in finance, accounting or a related field; five years of experience in municipal or governmental accounting and law, including supervisory experience; or an equivalent combination of education and experience. Ability to obtain and maintain status as a Certified Governmental Accountant.

#### **Knowledge, Ability and Skill**

Thorough knowledge of municipal accounting principles and practices and budgetary functions; thorough knowledge of the organization and operation of town departments and of legal controls over municipal finance in the Commonwealth.

Ability to analyze and interpret financial data and to present findings clearly in written and oral form. Ability to prepare and manage budgets. Ability to establish and maintain cooperative relationships with subordinates, town officials and governmental representatives. Ability to work independently and exercise judgment.

Skill and accuracy in working with numbers and detail. Diagnostic and problem-solving skills. Excellent computer skills including, MUNIS, word processing, and spreadsheet applications; exceptional knowledge and expertise in municipal accounting systems including the ability to produce specific and generalized reports. Excellent organizational skills.

**Physical Requirements**

Minimal physical effort is required to perform duties under typical office conditions; the employee may be required to move files and computer equipment. The employee is frequently required to sit, speak and hear and use hands to operate equipment. Vision requirements include the ability to read routine and complex documents and use a computer.

*This job description does not constitute an employment agreement between the employer and employee, and is subject to change by the employer, as the needs of the employer and requirements of the job change.*

## **Town Manager Position, Profile Statement/Job Description**

The Town of Arlington is located six miles northwest of Boston and is home to approximately 42,000 residents living in a compact urban community of 5.5 square miles. Because of its proximity to Boston, Arlington residents are able to enjoy its diverse neighborhoods, active civic life, and good public transportation options. Arlington is bordered on the east by the cities of Cambridge and Somerville, on the north by the City of Medford and the Town of Winchester, on the west by the Town of Lexington and on the south by the Town of Belmont. Arlington is more affordable than many of its neighbors and thereby attracts residents who value its geographic location and quality-of-life.

The Town of Arlington was originally settled in 1635 as a village named Menotomy, meaning “swift running water.” In 1807, the name was changed to West Cambridge and renamed Arlington in 1867 in honor of the Civil War heroes buried in Arlington National Cemetery.

Arlington, which offers a diverse mix of residential settings and popular retail and entertainment options, has steadily evolved from a working-class community to a more affluent suburban town. Residents have a lot invested in the Town and come to expect good municipal services for a reasonable tax bill. The community has a strong history of supporting specific initiatives to improve the quality of these services. This support is evidenced by recent tax override initiatives to upgrade all the school facilities, and to maintain quality services.

### **Organizational Design and Governance**

Arlington is a full service community with an annual budget of \$120 million; it has approximately 400 town employees and 600 school employees. The non-partisan Board of Selectmen serves as the policy-making body of town government. The Selectmen serve for three-year staggered terms. The next election is April 2012, at which two members are up for re-election. Since 1920, Arlington has been governed by a Representative Town Meeting, to which 252 individuals are now elected from the Town’s 21 precincts. Town Meeting Members serve three-year staggered terms. It is common for members to serve for many years. Town Meeting, which runs twice weekly for many weeks from April to June, is the Town’s legislative body.

Town Meeting is advised by an appointed 21-member Finance Committee. The Committee is Town Meeting’s independent advisor on budgets and appropriations. It also advises on a full range of legislative matters presented to the Town Meeting at either its Annual or Special sessions. Arlington voters elect the five-member Board of Selectmen, the Town Moderator, Town Clerk, Town Treasurer, Board of Assessors, School Committee, and Housing Authority.

In 1952, the Town adopted a Town Manager form of government, creating a chief executive officer who reports directly to the Board of Selectmen. The Board of Selectmen appoints the Town Manager and also the Comptroller, the Board’s Administrator, the Arts Council, Zoning Board of Appeals, Board of Registrars of Voters, Historic District Commissions, Arlington Preservation Fund, Fair Housing Advisory Committee, Public Memorial Committee, Cyrus Dallin Art Museum Board of Trustees, and Economic Development and Tourism Committee.

The Town Manager, in turn, appoints a range of staff and department heads including Town Counsel and the heads of all the major operating departments. Additionally the Manager, with the approval of the Selectmen, appoints members of 14 boards and committees vesting in the Manager considerable influence in shaping the community and its priorities. Added to this mix of elected and

appointed officials and decision-making processes is an active volunteer network. Any Town Manager must be skilled at navigating this complex organization. Successful leadership requires a strong personality,

professional skills, resourcefulness, and adept political talents to work with independent elected officials, legislative processes and schedules, and influential citizen groups.

### **Challenges for the Town Manager**

As a Standard & Poor's AAA rated community, officials and residents have come to expect a well-managed municipal service operation. Since the imposition of Proposition 2 ½ in the early 1980s, Arlington has been disadvantaged by the state aid formulas which has necessitated annual increases in property taxes. This situation was ameliorated somewhat by the growth of the regional economy in the 90s, but now Arlington is facing significant problems as state aid has declined and local revenues have stagnated. Responding to, and managing in, this economic environment is the core responsibility of the Town Manager. The Town's structural deficit for the past six years and for the next three to five years has been addressed through a combination of two tax overrides (2005 and 2011), long range financial planning, tight budgets, health care reform measures, and productivity improvements. In 2012 the Town will be getting its employee and retiree health insurance through the Commonwealth's Group Insurance Commission (GIC). It will be the responsibility of the Manager to monitor successes and failures of that move and to report back to the Town leadership after each year's involvement.

Some of the more significant future challenges include:

#### *Fiscal Challenges*

While the Town's fiscal position should be stable for the next three to five years, the Town's underlying structural deficit has not abated. Developing a more sustainable financial position through long-term revenue growth and more cost effective service delivery is the greatest challenge.

#### *Economic Development*

In order to achieve long-term growth in sustainable revenues, a focus has to be placed on economic development. Providing leadership and guidance in a planning process that will promote appropriate business development so as to expand and diversify the Town's tax base is crucial. Arlington's tax base is 94% residential and only 6% commercial.

#### *Public Infrastructure*

The Town has made a significant investment to upgrade its infrastructure, particularly its school buildings, but much more remains to be done. Aging buildings, such as the Community Safety Building, Central Fire Station, and High School, along with aging water and sewer systems, streets and sidewalks, and parks will all require substantial investments.

#### *Employee/Union Relations*

The Town Manager is responsible for all municipal union negotiations. Given the Town's limited fiscal resources, and pension and health care ongoing costs and accrued liabilities, maintaining competitive salary schedules and positive employee relations is a challenge.

#### *Management Team Development/Retention*

Over the last several years the Manager has hired several key department managers. The Manager needs to ensure that there are appropriate professional development opportunities for the entire management team. In addition, there will likely be several key management positions turning over within the next five years. The ability to recruit, lead, develop, and retain a cohesive management team is crucial. It is imperative that the Manager be committed to continuing Arlington's tradition of hiring on the basis of merit, utilizing fair and equitable hiring practices in all his appointments.

### *School-Town Relations*

School-Town relations may at times be strained by fiscal and policy concerns, however, as a community which values education it is important for the Town Manager to encourage strong professional and personal relations with school leaders and policy makers.

### *Transparency/Citizen Involvement*

The new Town Manager must encourage an open and transparent government to ensure a robust community debate. Mobilizing and involving citizens to assist in problem solving is an important mission for the Town Manager. The search for talented citizens to serve on board and commissions should be a continuous process. The Town Manager should seek citizen input and encourage Department Heads to likewise solicit input and feedback from the community.

### **The Ideal Candidate**

The Board of Selectmen seeks a Town Manager willing to commit to a tenure long enough to allow for the implementation of policies and procedures that will reshape the organization to the long-term fiscal realities facing the community. In seeking only its sixth Town Manager since 1952, Arlington is accustomed to long tenured leadership that provides stability, structure, and focus to the administration. Arlington requires an individual who is skilled in providing administrative leadership within a complex governance structure that includes a number of elected administrators, a large elected legislative body, an elected Board of Selectmen, and a professional staff that serves a well- educated and active electorate that has high expectations. The Board seeks a Town Manager who will stand firmly behind goals and objectives that improve the community during a tough financial period and additionally who has the ability to lead through a crisis such as a weather related state of emergency.

The following attributes are sought in the ideal candidate:

#### *Personal*

The new Town Manager must be a genuine team leader able to work with other Town officials in a participative municipal environment and have experience working in a community with a history of proven customer service to a demanding but supportive electorate. The New Town Manager should be the spokesperson and representative for the Board of Selectmen and administration to the community and the region. The successful candidate must be able to project the influence of the position and represent the Town in policy forums.

A creative goal oriented, but genuinely inclusive leader capable of exerting influence and direction in a manner that shares successes with the elected officials, professionals and volunteers. The successful candidate must lead by example and commitment, as well as by the real, or implied, power of the position. The candidate must support and live by the ICMA Code of Ethics and is able to promote strong ethical standards throughout the organization. The Town Manager must have the skills to engage a well educated citizenry. The Manager must be a well prepared advocate with desire and capability to work with the Town Meeting and citizen boards. The ideal candidate will have the technical, human relations and political skills to advance the best agenda for the community.

#### *Professional*

A proven municipal administrator with considerable leadership skills and appropriate education. The ideal candidate will have at least a bachelor's degree, but preference is given to a master's degree in public administration or a closely related field. A minimum of three-years experience in municipal management is required. A solid record of professional development and training is required. Knowledge of relevant state and federal laws is expected.

The successful candidate must be a well-rounded and a technologically savvy administrator with a track record of managing complex customer service organizations within constrained finance resources.

Financial management skills are vital to this position. Municipal planning, labor relations and representational skills are also strengths important to this position. Strong working knowledge of financial management systems and technology, in general, is required.

The successful candidate must be a communicator with a proven track record of informing the elected leadership of critical policy and service initiatives. The new Town Manager must be capable of keeping all officials comprehensively informed, while remaining detached from the political process and ensuring that professional administrative staff maintains a similar detachment.

The new Town Manager must be an experienced municipal manager with an understanding of how to lead a complex community and have the ability to develop a vision for Town government. The successful candidate cannot be a politician in the classic sense, but must have a clear understanding of the political process in local, county, state, and federal governments. The Town Manager must be both strategic and tactical. He or she must be experienced in working effectively in an environment that requires impartial guidance to elected officials to accomplish both the long-term strategic needs of the community as well as the short-term tactical steps necessary to deliver services.

The Town Manager cannot be a mere caretaker but must be able to capitalize on opportunities. He or she must be creative and willing to advocate for issues that improve the community.

***Official copies of position descriptions are on file at the Human Resources Department***

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## Appendix Section A-2

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### **TOWN MANAGER**

The Town Manager is in charge of the oversight of day-to-day operations of Town government and through the implementation of Town policy, the Office of the Town Manager strives to manage the effective, efficient, and sustainable delivery of services to the residents of Arlington and remains committed to the dissemination of public information in a transparent, accessible, and accurate manner. The Office of the Town Manager continuously evaluates functions of government and public services to maintain Arlington as a community that provides a high quality of life for residents and visitors alike.

### **BOARD ADMINISTRATOR**

The Board Administrator is responsible for administrating and supporting the operations of the Board of Selectmen. Supervisory of staff, customer service work with the residents, interaction with other Town Departments and outside agencies, and meeting management are part of everyday duties. Other requested duties include special projects, Town Day organization, proclamations, oversees license processing and renewals, town election warrants and election workers.

### **COMPTROLLER**

The Comptroller's Office is responsible for the Town's books of account and financial records, verifying appropriations for all purchase orders, processing invoices for payment, approval of all payrolls and other warrants, balancing monthly appropriation reports, and other financial reporting as governed by Federal and State governments. The Comptroller is responsible for the coordination of annual audits and direct management/supervision of the Telephone Department.

### **ZONING BOARD OF APPEALS**

The Zoning Board of Appeals was established to hear and decide applications for special permits, petitions for variances from the terms of the zoning bylaws, site plan approvals as mandated by the zoning ordinance and appeals from decisions of the Zoning Enforcement Officer (Building Commissioner). The Board consists of three members appointed by the Board of Selectmen, who shall designate the chairman. All members of the Board shall be residents of the Town; one member must be an attorney-at-law, and one member must be an architect, civil engineer, or master builder.

### **ARLINGTON CULTURAL COUNCIL**

The **Arlington Cultural Council (ACC)** receives an annual allotment of grant monies from the **Massachusetts Cultural Council (MCC)** to distribute locally. The ACC is committed to funding a diverse cross-section of activities that support a broad variety of art forms, ongoing work of individual artists, projects serving specific local populations and local cultural organizations. Meetings are held once a month and are open to the public. Members of the Council are volunteers appointed by the Arlington Board of Selectmen for up to two consecutive three-year terms. They consist of artists, arts administrators and other community members with an interest in the arts, humanities and interpretive

sciences. Grant applications are due by October 15. Determinations are made in December for projects beginning in January.

### **PUBLIC MEMORIAL COMMITTEE**

Public Memorial Committee was established for the purpose of memorializing and officially recognizing those persons whose exemplary accomplishments have reflected credit and honor upon the Town of Arlington, in accordance with certain criteria established and set forth in writing by the Committee. Said Committee shall be the official source for memorialization of persons by the Town. The Committee shall consist of five registered voters of the Town, to be appointed by the Board of Selectmen. Two shall be appointed for a term of three years and two for a term of two years and one for a term of one year; all to serve until their respective successors are duly appointed and qualified.

### **BOARD OF REGISTRARS OF VOTERS**

The Board of Registrars of Voters, ensures voter registration sessions. Registrars are required to receive affidavits of voter registration from registrants who reside in their city or town and from those who reside in any other city or town in the Commonwealth. For applications for other municipalities, the registrars must submit such completed affidavits to the registrars in the registrant's city or town.

Registrars must post a copy of the Massachusetts General Laws chapter 56, sections 7 (Aiding or abetting false oath, etc.) at every registration site, deliver absentee ballots to polling locations, and hold sessions for voter registration.

### **HISTORIC DISTRICT COMMISSION**

The Historic Districts Act, MGL Chapter 40C was created to protect and preserve the historic resources of the Commonwealth through a local review system that encourages and ensures compatible improvement and development. Over 100 communities across the Commonwealth have enacted local historic districts to protect their historic resources and ensure the preservation of the character of their community.

Arlington has seven established local historic districts that include over 300 properties that the community has recognized as unique resources worthy of protection. The seven districts are: Avon Place, Broadway, Central Street, Jason/Gray, Mount Gilboa/Crescent Hill, Pleasant Street, and Russell. The Arlington Historic Districts Commissions are required by law to review the architectural appropriateness of most proposed exterior design changes, whether they be a minor alteration, new additions, or removal of trim or structures. The commissions consist of qualified volunteers appointed by the Board of Selectmen and include a property owner or resident of each district, an architect, a real estate professional, and a representative from the Arlington Historical Society.

Please note that the AHDC has justification of all properties located within a designated local historic district. In addition to the seven local historic districts, a number of individual properties outside of the districts have been designated by Arlington as being historically and/or architecturally significant. These individual properties outside the historic districts are overseen by the Arlington Historical Commission, not the Historic Districts Commissions.

### **CYRUS E. DALLIN MUSEUM BOARD OF TRUSTEES**

The Museum's mission is to collect, preserve, protect, and exhibit the works of Cyrus E. Dallin and to educate the community about Cyrus E. Dallin.

### **ARLINGTON PRESERVATION FUND**

The Arlington Preservation Fund, Inc. is a non-profit corporation whose principal purpose is to make low interest loans to owners of historically significant structures in the town of Arlington. Through these favorable loans, the Fund encourages the retention or restoration of appropriate exterior architectural details during both residential and commercial building projects. This revolving fund was initiated through the Federal Community Development Block Grant program and is now administered by a volunteer board of nine citizens appointed by the Board of Selectmen.

### **TRANSPORTATION ADVISORY COMMITTEE**

The Transportation Advisory Committee (TAC) was created to serve as an advisory committee on matters at the direction of the Board of Selectmen. To assist them in suggesting inventive ways to deal with the myriad of parking, traffic and transportation issues in the Town.

### **BICYCLE ADVISORY COMMITTEE**

The Bicycle Advisory Committee (ABAC) was created to advise the Town on local bicycling conditions. The all-volunteer committee promotes all forms of safe bicycling on town roadways and the Minuteman Bikeway— from recreational riding to using the bicycle for transportation and errands.

### **COMMUNITY PRESERVATION COMMITTEE**

The Community Preservation Committee, required by the CPA under MGL Chapter 44B, and formed by Town Meeting, is tasked with evaluating Arlington's needs in those three specific areas and making recommendations to Town Meeting on how CPA funding should be spent.

Arlington voters approved adoption of the Community Preservation Act (CPA) in November 2014 with the Act to begin funding in FY2016. The Town of Arlington began collecting surcharge revenue on the August 3, 2015 tax bills and will continue collection on a quarterly basis. The committee consists of nine volunteers, including four members from the general public and a member from each

of the following bodies: the Redevelopment Board, the Conservation Commission, the Historical Commission, the Parks and Recreation Commission, and the Housing Authority.

### **ELECTION OFFICERS**

The election officers ensure adherence to the elections procedures and compliance with state election laws. Each precinct (there are twenty-one precincts) must have assigned to it a warden, clerk, four inspectors, and two reliefs. Within each precinct the election officers must equally represent the two leading political parties. However, two of the officers in each precinct may be unenrolled or members of political parties other than the leading ones.

### **ARLINGTON COMMITTEE ON TOURISM AND ECONOMIC DEVELOPMENT**

The Arlington Committee on Tourism and Economic Development (A-TED) was created by the Board of Selectmen in 2010. It annually hosts an event to greet the Lancers as they re-create the rides of Revere and Dawes on Patriots Day and founded the Arlington Alive Arts Block Party, held each summer at Broadway Plaza. A-TED also manages the Visitor Information Center, located at Uncle Sam Plaza in Arlington Center.

### **UTILITY POLE WORKING GROUP**

This working group will be made up of five residents-at-large. The charge of the working group will be to compile inventories of identified maintenance and/or safety issues relating to utility poles and overhead wires throughout town. This inventory shall be presented to the Board of Selectmen at least annually and will be transmitted by the Board to responsible utility providers for follow-up and further action, as described in relevant policies of the Board of Selectmen.

### **CABLE ADVISORY COMMITTEE**

Members appointed by the Board of Selectmen, pursuant to Federal and State Cable Television Regulations to assist them with Cable Television licensing and renewal negotiations and any other cable television related issues referred by the Selectmen.

### **TREE COMMITTEE**

The Arlington Tree Committee consists of members with three year terms. The Committee's mission is to promote the protection, planting, and care of trees in Arlington and supports Arlington's Tree Division.

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# Appendix Section A-3

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## **Town of Arlington Board of Selectmen Meeting Agenda**

December 7, 2015  
7:15 PM

Selectmen's Chambers, 2nd Floor, Town Hall

### **CONSENT AGENDA**

1. Minutes of Meetings: November 9, 2015, November 23, 2015

### **PUBLIC HEARINGS**

2. 7:30 pm Discussion and Vote: Property Tax Classification - Tax Rate  
Paul Tierney, Director of Assessment

### **APPOINTMENTS**

3. Arlington Cultural Council  
Sherry A. Greene  
(term to expire 11/30/2018)
4. Arlington Tree Committee  
John Ellis  
(term to expire 11/30/2018)

### **LICENSES & PERMITS**

5. Request: Menotomy Grill & Tavern Late Night Event, 12/31/15-1/1/16  
William A. Lyons, Owner, Menotomy Grill & Tavern, 25 Massachusetts Ave.
6. Hearing: Potential Chapter 138, Section 69 Violation  
Douglas W. Heim, Town Counsel

### **CITIZENS OPEN FORUM - SIGN IN PRIOR TO BEGINNING OF OPEN FORUM**

Except in unusual circumstances, any matter presented for consideration of the Board shall neither be acted upon, nor a decision made the night of the presentation in accordance with the policy under which the Open Forum was established. It should be noted that there is a three minute time limit to present a concern or request.

## **TRAFFIC RULES & ORDERS / OTHER BUSINESS**

7. For Approval: Arlington Bicycle Advisory Committee
  - a) Letter of Support for SD273 and HD2137, Act to Protect Vulnerable Road Use and SD284 and HD2130, Act to Protect Bicyclists in the Bike Lane.
  - b) Support for Rails-to Trails Sign Program  
Christopher Tonkin, Chair, ABAC
8. Discussion and Approval: Revisions to Selectmen's Handbook Chapters 1 and 6  
Douglas H. Heim, Town Counsel
9. Discussion and Vote: Minuteman Regional Agreement  
Daniel J. Dunn, Selectmen

## **CORRESPONDENCE RECEIVED**

Letter of Map Revision  
Luis Rodriguez, P.E., Chief  
FEMA, Engineering Management Branch  
Federal Insurance and Mitigation Administration

Requesting Safety Audit at Intersection of Appleton Street and Park Avenue  
Jen Cardillo, 147 Park Avenue

Town Manager: Notice of Vacation "Buy Back"  
Adam W. Chapdelaine, Town Manager

## **NEW BUSINESS**

## **EXECUTIVE SESSION**

Next Scheduled Meeting of BoS December 21, 2015

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## **Town of Arlington, Massachusetts**

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**Request: Permission to Hang 'State Without StigMA' Banner on Town Hall Balcony, 2/1/16 - 4/30/216**

**Summary:**

Christine Bongiorno, Director of Health and Human Services

Fred Ryan, Chief of Police

**ATTACHMENTS:**

Type	File Name	Description
▢ Reference Material	Banner_request_BoH.pdf	Memo from Board of Health and Police



**DEPARTMENT OF HEALTH AND HUMAN SERVICES  
OFFICE OF THE BOARD OF HEALTH**

**Town of Arlington**

27 Maple Street  
Arlington, Massachusetts 02476  
Tel: 781 316-3170  
Fax: 781 316-3175

**MEMO**

TO: Board of Selectmen

FROM: Christine Bongiorno, Director of Health and Human Services  
Fred Ryan, Chief of Police

DATE: January 20, 2016

RE: Request for permission to hang banner

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We respectfully request your permission to hang the *State without StigMA* banner from the outside upper balcony on the front of Town Hall from February 1 through the end of April. The banner is part of the Massachusetts Department of Public Health campaign to end the stigma of those battling substance abuse. Arlington resident Mike Duggan founder of Wicked Sober and one of our key partners in the effort to tackle opiate abuse in Arlington is featured on the banner.

Below is a photo of the banner. Please do not hesitate to contact us should you need additional info regarding this request.





## **Town of Arlington, Massachusetts**

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### **Articles for Review:**

#### **Summary:**

- Article 7 Minuteman Regional Vocational Technical School: Amendment to the District Agreement of the Minuteman Regional Vocational School District to Allow Wayland's Withdrawal from the District
- Article 8 Minuteman Regional Vocational Technical School: Substantive Amendments to the District Agreement, Including an "Initial Withdrawal Process"

#### **ATTACHMENTS:**

Type	File Name	Description
Reference Material	2016_STM_Draft_Votes_and_Comments_Re._Articles_7___8_(00017735xA050C).docx	Draft Final Votes & Comments for Articles 7 and 8



**Town of Arlington  
Legal Department**

Douglas W. Heim  
Town Counsel

50 Pleasant Street  
Arlington, MA 02476  
Phone: 781.316.3150  
Fax: 781.316.3159  
E-mail: [dheim@town.arlington.ma.us](mailto:dheim@town.arlington.ma.us)  
Website: [www.arlingtonma.gov](http://www.arlingtonma.gov)

**MEMORANDUM**

TO: Board of Selectmen  
FROM: Douglas W. Heim  
DATE: January 20, 2016  
RE: **Final Votes and Comments for STM Articles**

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I write to provide the Board the following as Final Votes and Comments for your consideration for inclusion in the Selectmen's Report to Special Town Meeting regarding the previously heard, above-referenced warrant articles.

**ARTICLE 7**

**MINUTEMAN REGIONAL VOCATIONAL TECHNICAL  
SCHOOL: AMENDMENT TO THE DISTRICT  
AGREEMENT OF THE MINUTEMAN REGIONAL  
VOCATIONAL SCHOOL DISTRICT TO ALLOW  
WAYLAND'S WITDRAWAL FROM THE DISTRICT**

**VOTED: That no action be taken under Article 7.**

**(4-0)**

**Mr. Greeley was not present.**



to pay capital fees equivalent to the average per pupil capital assessments of members. Finally, in addition to long-term changes to the process by which a member community may exit the Regional Agreement without incurring additional debt obligations, the new proposal specifically provides for the “initial withdrawal” of members Boxborough, Carlisle, Dover, Lincoln, Sudbury, Wayland, and Weston. Hence, a vote to approve the proposed amendments would also vote to approve the *potential* withdrawal of each of said communities.<sup>1</sup>

Throughout the Board’s hearings and meetings on the proposed amendments the Board maintained acknowledgment of challenges ahead at Minuteman; largely the same challenges as were presented in 2014: gaining new membership, more equitably sharing the financial commitments between members and between members and non-members, and the Minuteman Regional School District’s proposal for capital improvements to Minuteman’s facilities. Additionally, the “initial withdrawal” of a number of member communities may present positives and negatives. The loss of communities which send small numbers of students to Minuteman offers more control of the Regional School District to the members who utilize it most, but also decreases the overall base of the district.

It also bears noting that Minuteman is expected to recommend a building project to member communities this spring, but the proposed amended Regional Agreement does not commit Arlington to any building project. Rather, the proposed amended Regional Agreement affords Arlington both more control and protection in consideration of such projects. As such, the amendments before Town Meeting are separate from the building debate that is likely to be before us this spring, but would help us consider the best options for Arlington when such a proposal is ripe for consideration.

On balance, the proposed amendments present an improved agreement for Arlington by a wide margin. Particularly whereas under the present agreement the prospect of Arlington’s withdrawal remains near impossible, the additional representation and options afforded for the significant decisions, the provision for obtaining capital contributions from non-members, and even the departure of current members not vested in Minuteman’s future would be remarkable net improvements. As was the case in 2014, in order to be adopted, the Amended Regional Agreement must first be approved by Town Meeting votes in each of the sixteen (16) member communities, and then further approved by the Commissioner of Elementary and Secondary Education. As such, the Board strongly favors action and urges Town Meeting to approve the December 21, 2015 amendments.

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<sup>1</sup> While the “initial withdrawal” provision permits each of the aforementioned communities’ withdrawal, it does not mandate they must leave Minuteman. Further, consistent with the current Regional Agreement, any attempt to withdrawal must be approved by the Commissioner of the Department of Education.



## Town of Arlington, Massachusetts

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### Request Safety Improvements @ 101-103 Paul Revere Road

#### Summary:

Sara Burd, 101 Paul Revere Road

#### ATTACHMENTS:

Type	File Name	Description
▢ Reference Material	Burd_CR.pdf	Burd e-mail

**From:** Sara Burd <saraburd427@gmail.com>  
**To:** mkrepelka@town.arlington.ma.us  
**Date:** 01/12/2016 11:33 AM  
**Subject:** Safety Concern on Paul Revere Rd

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To The Board of Selectmen,

I would like to sincerely request that there be a number of safety improvements made to Paul Revere Rd in front of houses 101/103. Last week a driver was speeding on the road, as most drivers do on this stretch of road, and crashed into our home. The building sustained considerable damage. The response of the Arlington police and fire were phenomenal and we hope for continued support from the town.

Recently the sidewalks were fixed to include graded handicap accessible ramps, however there are no pedestrian signs or crosswalks; this is particularly treacherous as the ramps encourage safe pedestrian passage without alerting drivers in any way. I am requesting both signs and a painted crosswalk in order to make this area suitable safe for the pedestrian traffic it regularly sees. Additionally I am requesting a speed bump to slow driver speed approaching the dangerous curve and blind spot preceding this pedestrian cross way. With signage, a crosswalk and speed bump I believe our community would be much safer.

As a parent of a two year old, it is common knowledge to me that this neighborhood is rich with children of all ages walking, biking and playing on sidewalks and yards. With our front yard and front entryway in shambles and taped off with police caution tape, I have to believe we can do a better job at preventing this kind of accident. And with so many young men and women learning to drive in our community, this would go a long way to support their growing skills and protect them as they become confident and competent drivers.

Thank you for your thoughtful consideration and support.

Sincerely,

Sara Burd

Resident 101 Paul Revere Rd.



## **Town of Arlington, Massachusetts**

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### **Request Improved Safety Measures on Paul Revere Road**

#### **Summary:**

Katherine Radville, 106 Paul Revere Road

#### **ATTACHMENTS:**

	Type	File Name	Description
▢	Reference Material	Radville_CR.pdf	Radville e-mail

**From:** Katharine Radville <kateradville@gmail.com>  
**To:** mkrepelka@town.arlington.ma.us  
**Date:** 01/12/2016 02:36 PM  
**Subject:** Improved Safety Measures, Paul Revere Road

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Good afternoon,

Thank you for speaking with me by telephone this afternoon. I am calling to follow up regarding our earlier conversation.

The reason for my initial inquiries via the Request/ Answer Center was to pursue increased safety measures on Paul Revere Road, between Park Avenue and Massachusetts Avenue.

Myself and neighbors have long been concerned about speeding on our street. Clear signage delineates a 20mph speed limit; however, cars consistently travel far in excess of this limit. Traffic is heavy and frequent given use of our street as a cut through to avoid Massachusetts Avenue traffic.

Our concerns regarding our personal safety culminated last week when a vehicle collided in to numbers 101-103 Paul Revere Road. We are thankful that no one was hurt; however, the event was quite unsettling and a similar accident could easily happen again.

During the past five years, the number of children under the age of 5 living on our street has increased from one to nearly a dozen. Multiple individuals with disabilities live on our street and nearby, including my own mother-in-law, who lives across the street at the Paul Revere Road condominium complex and is confined to a wheelchair.

Multiple remediations could improve safety on our street. Today, I am writing to request the following:

- Increased police patrolling, in particular during high traffic times of the day
- Speed bumps, in particular near the section of road closet to the Paul Revere Road/ Massachusetts Avenue intersection (near Trader Joe's/ Walgreens)
- A painted crosswalk at the curb cut-outs (currently painted yellow) between numbers 101/103 Paul Revere Road and number 106 Paul Revere Road
- Increased signage encouraging drivers to drive slowly: One side of the road has a sign, the other does not
- A speed monitoring device

Another added intervention could be to ban cut-through traffic during morning and evening rush hour. Even just slowing down to turn in to my garage, I am honked at by hurried commuters at least once weekly. I have

also been passed, on the left, while turning in to my garage on multiple occasions by vehicles using our street as a cut-through who (apparently) do not want to wait while I turn to park my car. One such event nearly led to a head-on collision.

I greatly appreciate any and all help that the town can provide with this issue. I am eager and willing to help in any way I can. I look forward to working with you to make our town as safe as is possible.

I can be reached at any time at this email address, or at 617.365.5501.

Best, and many thanks in advance.

Kate Radville  
Arlington Resident, 106 Paul Revere Road



## **Town of Arlington, Massachusetts**

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### **Letter of Commendation and Appreciation for Building Inspector Richard Vallarelli**

#### **Summary:**

Jeanne Leary, 425 Summer Street

#### **ATTACHMENTS:**

Type	File Name	Description
▢ Reference Material	Leary_CR.pdf	Letter from J. Leary

*Ceres. Rec.*  
*1/25/16*

January 8, 2016

Mr. Michael Byrne  
Director of Inspectional Services  
Town of Arlington  
51 Grove Street  
Arlington, MA 02476

Re: Letter of Commendation and Appreciation for Building Inspector Richard Vallarelli

Dear Mr. Byrne,

The purpose of this letter is to two fold. First, I would like to recognize the outstanding professionalism and expertise of Arlington's Building Inspector, Richard Vallarelli and second, I would like to publicly thank him for all his assistance over the past two years. There is no doubt, that without his interventions, I never would have recovered the damage done to my property in October 2013. On that day, an oversized box truck, driven by an unlicensed contractor struck my detached garage, causing catastrophic damage.

Prior to the day, in my 24 years of living in Arlington, I had never met or had reason to contact Inspectional Services. So, I was very impressed when Inspector Vallarelli arrived shortly after the police, to assess the damage to and safety of the garage. Inspector Vallarelli introduced himself to me and provided me his card upon arrival. He then pointed out to me the most concerning damage areas, such as the structure had actually been moved and rotated almost 4" off its 4' above ground foundation. There were cracks in the foundation, and he could not obtain access via either doors or window as all were inoperable. Inspector Vallarelli then had the structure wrapped with yellow safety tape until a structural engineer could do a comprehensive analysis. He told me to call him the next day and he would outline the process to get my property repaired/restored. He was very reassuring that he, along with all the Inspectional Services staff were available should questions arise along the way.

I was so thankful for and impressed by all aspects of Inspector Vallarelli's visit that day. From his prompt arrival, to his professional appearance and attitude, to his obvious expertise, to his calm and positive attitude and finally to the respect and offer of assistance shown to me. This was my first contact with any member of the Inspectional Services Department, despite owning my home for 24 years. Inspector Vallarelli could not have represented Arlington's Town Government in action any better than he did that day.

I did call Inspector Vallarelli the following day and he provided me with an overview of the required regulatory steps depending on whether the insurance company decided to demolish the structure or repair as is. He didn't go into depth but alerted me that Inspectional Services would need to be notified and to approve any location changes, architectural drawings, utilities utilized etc. He also reviewed the permitting process, fee schedule and the required inspections during construction.

As I feared, the insurance company refused to restore the garage stating it only needed a few repairs. Finally after 15 months of contractors refusing to give written estimates on my insurance company's "plan of repair" citing safety issues and lack of adherence to building

codes; they finally changed their plan to one of demolition and rebuild. Construction could finally begin.

The first thing I did, was pull out my notes from my conversation with Inspector Vallarelli from over a year ago. I had the property surveyed and then met with him to get his approval on location. As he knew the steepness of my property, he then advised me on the best location for the new garage which would meet all the Town bylaws (zoning, setbacks etc). Next, I purchased the architectural plans and brought them to him for his approval. It only took him only a few seconds to find one framing beam that was an incorrect size to meet code. He noted the change required and told me construction could start as soon as the permitting forms were in, signed off and appropriate fees paid.

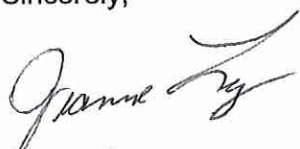
Inspector Vallarelli has his walk in hours in the AM which is when all the above meetings took place. Often when I went in, there was a line of citizens and contractors waiting to meet with him. I was always so impressed by his consistent professional reception to each person who was there to see him. He always was respectful, listened attentively and showed his genuine willingness not only to meet but to exceed each person's expectations within minutes.

Once construction began on my garage, there were milestones on the permit, which required a stoppage of work until an Inspector did a visual inspection and signoff before work commenced. Every time I called Inspector Vallarelli to let him know a milestone had been met, he completed his inspection within 24 hours. Once he even stopped by on a Sunday to inspect and sign off a step. This allowed construction to continue uninterrupted and be completed on the deadline imposed by the insurance company.

The residents of Arlington are fortunate to have Rick Vallarelli as our Building Inspector. He represents the Inspectional Services Department, and Town Government, to the public with the highest level of integrity and professionalism.

Before I close, I would like to thank you, Director Byrne, for running such a professional department that provides such needed services to the citizens of Arlington. I would also like to thank you, Electrical Inspector Arthur Rouse and Debbie Carroll for all your assistance during this project.

Sincerely,



Jeanne Leary  
425 Summer Street  
Arlington, MA 02474  
781-648-3202  
603-345-0000  
[Jeanne.leary@rcn.com](mailto:Jeanne.leary@rcn.com)

cc: Town of Arlington Board of Selectman  
Mr. Adam Chapdelaine                      Manager of Town of Arlington  
Mr. Michael Radamacher                  Director of Public Works



## **Town of Arlington, Massachusetts**

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**Next Scheduled Meeting of BoS February 8, 2016.**